G. R. S. App. F. IX-4]

Previous References.
I & C Dept. No. 1027/41-42.
Dept. No. 149/W of 1942-3.
W 89/41-1 to 16.
Later References.

GENERAL AND REVENUE SECRETA

Serial Nos. Twenty-five only.

Part B for February 1943.

SUBJECT.

War Injuries Scheme & Regulations, & amendments thereunder.

P. N. Krishnan
19.2.43.

G. R. S. III—3]
R. A. & L. C.

1942-43

Files N-183-42
S/N: 1 to 25

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

No 7.87-41(W) dt. 1.6.42 from Kashmir to the Resident re: war Engineers declaration

If approved this receipt will be sent to the Dev. Branch.
Subd for orders

2/6.
2-6-42

6) 4-6-42

(Dev. Branch)

Mr. K.W.S. 6/6

7)
Subd for perusal with previous refrs on the subject.
The letter No. F. 87/41/W dtd 9th April 1942 referred to in the Residency letter has been addressed to the Land Secretary but has not been received in this Branch

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G. R. S. III—3]
R. A. & L. C.

5652 / 6313 / 157

War Injuries Regulations
1942

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

The Protection Branch & the Legis Section may be requested to put up the paper & papers (Reference Correspondence).

Legis Sec

8) 3/7

Legis. Section).

The main file leading to the War Injuries Act and Scheme thereunder has been submitted with a D.S.O. Hence the required reference will not be available until the file is received in the Branch ~~not to be traced, as the act has been sent to this Section~~.

W.
6.7.42
BOM
6/7.

for perusal before returning the file

9) BKP
6.7.42

Letter no F 87/41-W. dated the 7th June 1942, from the Secy to the Govt of Bombay to the Govt forwarding for information a copy of Govt of India, Dept of Labour Notification No. L 823. dated the 12th June 1942 making amendments to regulations 9 and 11 of the War Injuries Regulations 1942.

10) These papers may be sent to the Legis Section for taking further action, if necessary. Sd/- for Secy

Secy to Govt

11) Reference to Para 8) supra.

N.B.—*Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.*

War Inquiries Regulation 1942

General and Revenue Secretariat	File No. 7/M of 1941	[App. F. III—2

Serial No.

To the Legis Section — Vide Paras 10) & 11)

13) 10/7/42

10/7. 10(1) Legis. Section

It is the administrative Section that has to take further action in the matter. Hence the file will be sent back to the I & C Branch, if approved, submitted.

13-7-42

15) The amendments now sent by the Residency are to the Regulation and not to the Ordinance.

13.7.42

16) 13.7.42

17) 14.7.42

14/7

If the I & C Br. did not deal with the framing of the War Inquiries (Emergency) Act 1942, or the Scheme thereunder. The amendments that are now being received from the Residency are in regard to either the Ordinance or the Rules in force in British India. Such Matters should be dealt with in the War Section, as they

NOTE—Contn. Sheet.

WD 04155—GPB—55,000—23-10-41

War Injuries Scheme

156

File No. of 194 . General and Revenue Secretariat.

Serial No.

for under item 2 or 18 of the "Matters to be dealt with in that Section." (The War Injuries Act and the Scheme are of particular importance to the War Section only)

19 If appd. these papers will be transferred to the War Section for taking necessary further action in the matter. Labour Forces.

14/1

14/7. WR

War Section)

From The Asst to the Hon'ble the Resident 2.
F. 8744/W & 13th Jrs. 42 forwarding
a copy of Labour Dept Notification
& 17th Jun. 42 making amendments
to Schedule I of the War Injuries Scheme

304/W

General and Revenue Secretariat

War Injuries Scheme & Regulations

File No. of 194 . [App. F. III-2

Serial No.	
3.	From The Asst to Hon'ble the Resident F.8741/W dt 20th Jun. 42 forwarding a Copy of Labour Dept Letter dt 22nd Jun. 42 on War Injuries Scheme.
	2) There are 3 letters from the Resy received from the Q.L.C Board for which no action has been taken by them.
C	2A) Resy letter dt 1st Jun. 42. States that the back of the Copy of Form B.2 appended to War Injuries Regulations 1942 which is intended to be sent in claims offices, is to be left blank. In Mysore Sub-Courts have been notified as claims offices. Sub'd for perusal & orders as to the action to be taken in the matter.
	2B) Resy letter dt 7th Jun. 42 - Relates to Amendments to Regulations 9 & 11. These will be notified in the Gazette, accordingly ordered.
	2C) Resy letter dt 13th Jun. 42 - Amendments to Schedule I of the War Injuries Scheme - This will also be notified in the Gazette.
	2D) Resy letter dt 20th Jun. 42 - Amendment to the Scheme (Notification dt 22nd Jun. 42) will be notified in the Gazette.
	Sub'd for perusal & orders whether Copy of Labour Dept letter may be sent to the Dirs of Pub. Instn. Commr of Labour.

(2A) This is necessary as letter No. Q.L.C. has also to be sent to Resy

NOTE—Cont. Sheet

(2B) 22/7

(2C) 22/7

(2D) 22/7

WD/04155—GPB—55,000—23-10-41

The original scheme has been issued by Resident to H.H.

File No. 2414 of 194 . | General and Revenue Secretariat

Serial No.

1) Legis Section for kind by putting up Legis file 46-41 re War Injuries Scheme

Sd 22/7

2) re Legis file re: War Injuries Scheme is put up herewith

OFFICE OF THE SECRETARY
Hr2V.
22 JULY 1942
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL
+ Legis (46-41-123)

2V 23.7.42 For perusal before sending the file to War Section.

BVN 23/7/42

Sors 23.7.42

War Section)

3) Secd. Letter from Rly. Dy 9-4-42 is ~~to~~ (copy) R. Action has been taken thereon to amend the schedule. The subsequent modifications will be notified with suitable changes to suit ~~to~~ the Scheme & Regulations

Sd 23/7

4) Secd. with 3 draft notifications adopting the above Amendments to the Scheme & Regulations, under the proposed changes in the Depn. of ~~employment~~ employment is to be effected by agent

3 Amendments to War Injuries Schemes & Orders.

General and Revenue Secretariat | File No. | of 194 . | [App. F. III-2

Serial No.

Limited . IV
AUG 14 1942
No 1579

Govt. Order No. [illegible] dated [illegible] regarding the employment of Indians specifying the employment under which Essential Services Maintenance Act is applicable is also adopted. Submitted for orders.

See 30/7 30) Drafts II & III amending the War Injuries Scheme & the Declaration may be submitted. Pl: Govt Servants also considered as regards Draft III.

31) As regards the question as to which employments should be specified under clause 2(e)(ii) of the War Injuries Scheme as amended for purposes of wicket keepers & Radios, a separate note will be submitted

Chief Secretary
8. AUG. 1942
Govt. of Mysore.

Chief Secretary
14. AUG. 1942
Govt. of Mysore.

698

Law Dept
13/8

NOTE—Cont. Sheet.

WD 04155—GPB—55,000—28-10-41

Notifications 1120 & 1121 W 8

Amendments to Works Engineers Scheme of Regns.

File No. of 194 . General and Revenue Secretariat

Serial No.

From Reg. no. 87-41/W 8/3/2-6

Forwarding fair & agreed draft of amendments to the Works Engineers Scheme of Regns.

2. The previous opinion of Legal Remembrancer had been received about all these amendments.

3. Amt 1. This is an amendment about definitions of Works Services Engineer. This clause has been subsequently amended & the latter has been adopted here. H.E.

4. Amt 2. (i) This is redundant & may, if approved, be adopted here.

(ii) is unnecessary here as in our scheme the words used are "has been" & "they" need not be changed into "was"

5. Amt 3 & 4. This introduces a new clause 42-A giving powers to appointing & removing authority, under "Clause" 42 the Claims officer

3044 W Amendment No 5 to Indian Inf'ries Schemes & Regns.

6/7 W, S, V

General and Revenue Secretariat File No. of 194 . [App. F. III-2

Serial No.	
	Can review this even amended by reason of subsequent circumstances. Under this new clause another authority may also review. It is for orders if this amt. may be adopted.
7	8) Amt 4. This is not applicable here.
7 C.D.	9) Amt 5. This has already been adopted here.
	10) Amt 6. This is consequential on amt. 3.
	11) Amt 7. This amt gives power to add any other Service to Schedule I.
	12) Amt 8. It is for orders if this may be adopted.
	13) Also reference is also made to para 31 supra re drafts I in specifying the employment for purposes of Sch. for others.
	5c 19/8. 3 drafts are given such as Director.
	5c 16/8. The three drafts may be

NOTE—Cont. Sheet.

W.D.C.4155—G.P.B.—55,000—23-10-41

617-W.
715-W.

Amendments to War Injuries Schemes & Rules.

File No. | of 194 . | General and Revenue Secretariat

Serial No.

SECRETARIAT
27. AUG. 194
GOVT. OF MYSORE.

Approved

Mr
27/8/42

Addl Secy to Govt

Draft I merely declares that a war injury sustained by a person employed on ~~specified~~ employment to which the Essential Services (Maintenance) Act applies" entitles to Relief or Allowance.

Draft II.

(1) clause (1) merely corrects an error

(2) clause (2) inserts a new rule providing for review of an award of a claims officer by an authority appointed by Govt in this behalf

(3) amends Schedule I & adds to the list of organisations (Civil Defence) for the purposes of the Act & the Scheme "such other service as may be designated by Govt in this behalf,

Draft III. amends Rules (10) & (13). The ~~Draftsman~~ Secretariat & the Recommendations as amended are shown in pink in the Statement sent with

Mr
31/8

Addl Secy

Mr Rangaswamy Appa

Law Off

31/8

1/9

1/9

CHIEF SECRETARY
31. AUG. 194
GOVT. OF MYSORE.

OFFICE OF THE
ADVOCATE FOR LAW
SEP 1 1942
20.20

Amendments to Trade Disputes Scheme Regulations

617
715

General and Revenue Secretariat

1136/W

File No. of 194 . [App. F. III-2

Serial No.	
8610.	Issues Notifications No 1497-99/W & 4th Sept. 42 to the Compiler
11	From The Asst to the Hon'ble the Revenue Member. F. 87-41/W & 3rd Oct. 42 inviting reference to Labour Deptt Notifications & 3rd/5th Sept 42 with certain explanatory remarks. Submitted for perusal with 2 draft notifications, as it has a/c Labour Deptt amendments, for orders. The amendment now made has been incorporated in the Regulations enclosed herewith. Lord Rimington 5/10/42
12&13.	Issues Notification 1769/W & 5th Oct. 42 to the Compiler 1770

OCT 3 1942
No 2942.

NOTE—Cont. Sheet.

WD 04155—GPB—55,000—28-10-41

1299/W.

The Hindu. 20-10-42

CLAIMANTS UNDER WAR INJURIES SCHEME

EMPLOYERS EMPOWERED TO MAKE ADVANCES

NEW DELHI, Oct. 16.—With a view to speeding up the grant of effective help to persons receiving war injuries or the dependants of those killed as a result of such injuries, the Government of India have decided that employers may grant advance (of up to Rs. 50 in the case of each casualty) to persons who have sustained such injuries or, in case of death, to those dependants who would be eligible for pensions under the War Injuries Scheme. The employer making such an advance will be repaid by the Government from out of the regular award, if and when made, in monthly instalments not exceeding half the amount of the award.

The War Injuries Scheme and Regulations provide a simple procedure for claiming and obtaining relief. The examination of claims may however take a little time in some cases, and the present decision has been taken in order that prompt relief may be given to needy persons.—A. P. I.

war section)

DC

) to view it
the Law Sect
that deals with
o. Secy) this matter?)

Submitted for perusal
el
25/10/42
Chief Secretary)

Similar provision will be necessary here under our scheme.

MP 25/10

Please submit with report to Minister & Hon Dewan, after Ceremonial Parade

Dec 24/10/42

Law Member 26/10

Serial No.	

File No. of 194 . | General and Revenue Secretariat

Serial No.

in the employment of which
the Essential Services
Maintenance Act applies.
Under the scheme awards
have to made by Claims
Officers. Here Labour-Judges
have been appointed as
Claims Officers. The present
proposal contemplates
payment of awards
by the employer immediately
on the injury. pending
the award and this will
have to be sanctioned
by executive order outside
the scheme.
Submitted for orders.

26/10. P.L. Paul Mayya
Controller of Coal

26/10

No 1829
dy 26/10/42

P.L. Paul In the absence of these details, nothing in this case can be performed. I would request a copy of the first Indian rule being obtained if necessary from the Residency, and placed in the file. 3.11.42

7/11/42

Serial No.

Sd. with Memorandum by Industries Dept. dt. 17/10/42 containing the amendments to the Scheme & Regn. on this point.

10/11

The amendments notified by the Central Government are suitable and may be adopted by us also.

Finance Member) 13/11

Secretary) 20.11.42

25/11

Sd. with a Dft. notification. The amendment corresponding in the Gazette of India is also included.

20/11/42 Clause 6 as amended drafts & circulated

27/11/42

Revised Dfts sd. for orders.

25/11/42. Amendment of clause 38 of the Scheme will be dealt with

NOTE—Cont. Sheet.

OFFICE MINISTER FOR & REVENUE 19 NOV. 1942 No 4079

WD 04155--GPB—55,000—28-10-41

1267/42 Amendments to Mines Injuries Schemes & Regns — Insurance premiums & contributions

File No. W.L.S. 16 Pt. 1 of 194 — General and Revenue Secretariat

Serial No.

Reasonably. The drafts follow the lines of Govt. Notification

24/11/42

Secy of S

25/11

Law Dept.

25/11

25/11

NOV 25 1942 No. 4577

Issue Notifications 2444 & 2445/W dated 27th Nov. 42 to the Compiler

From The Secy to the Hon'ble the Resident F. 87 41/W dated 24th Nov. 42 forwarding a copy of Labour Dept Letter dated 26th Aug. with enclosures.

The Secy to the Hon'ble the Resident F. 87 41/W dated 24th Nov. 42 forwarding copies of Labour Dept Letter dated 16th Sept. (10th & 28th Oct. 42) and inviting reference to the notifications

PWD I - As stated in the Labour Dept letter no forms under the Regulations have been prescribed in respect of the reports required to be made by the Police under Regulation 3(c). Perhaps a copy of the

Vide Flag D

War Injuries Rules.

OFFICE OF THE MINISTER FOR LAW
DEC 4 1942
No. 4862

Sd. 1/12.

From Secy to Resident
No 2 & 7-41/INS A 24/11/42-
Forwards copy of Govt of
India Labour Dept letter
D. 26-8-42 re forms
for public reports under the
War Injuries Rules.

H. H.

Under sec 3 (2) of the War
Injuries Rules. The Police
have to ascertain the
names & particulars of
persons killed on account
of war injury & report
to Claims officer. No
forms are prescribed
at present for these
reports. Govt Govts of
Bombay have adopted
the forms of Govt
Govt.

A

It is for orders if
these forms may be
adopted here and appended
to the War Injuries
Rules. Govt copies sent
to D. Govt for guidance.
D. Govt may perhaps be
requested to
Submitted for orders.

Sd
1/12/42

A. Narasimhan
Secy to Govt
1/12

CHIEF SECRETARY
1. 6824
GOVT. OF MYSORE

WD 06260—GPB—500 pads of 100 sheets each—20-3-42

The forms may be adopted
Law Dept 5/12

From Secy to Resident
No J-187-41/W.O.2-4/11/42
Forwards copy of Govt of India Notification of 16/9/42 giving [illegible] for purposes of maintaining records of cases of war injuries [illegible]
Forwarding the various enclosures to the Regs which were circulated to the Department vide this letter.
This relates to the forms to be maintained by hospitals and panel doctors under clause 5 of the War Injuries Regns. They have to maintain records of cases of war injuries coming to their notice & treated by them in the course of hospitals. No instructions have been issued as to who should maintain these records. It is intended that the first and panel doctors should maintain records for the purposes of hospitals [illegible]

1621/W.

under S 5 A of War ~~Injuries~~
Act may be necessary
for this purpose.

Under S. 5 A of the Act
persons managing hospitals shall,
if so required by Govt,
"provide treatment of
cases of war injury in
accordance with
directions
Copy of the above Act
letter may perhaps
be sent to the D. G. P.
for his guidance and necessary
instructions under the Act
are asked to be issued in
accordance with the S.S.
Rules & Regulations that may
be necessary for purposes
of Section 5 A of the Act.
issued for workers.

5/12/42 The Suggestion at
(A) may be adopted

OFFICE OF THE
MINISTER FOR LAW
DEC 4 1942
No. 4863

CHI 761 NY
2

Issue 2608/W 8/Dec 42 to all Sh. 19
2609-11/W Mem

S.S.
Comm of Labour
Ch of Factories.

The amendments made by the Govt. of India vide G.S.R. 34 & 35 to the Schedule and 11 & 12 to the Rules have been adopted and notified here (vide notification placed below) As regards advances to be made by Govt as employer it is for orders if D. Es of H.Q. may be authorised to make these advances out of the sum of Rs. 10,000 sanctioned for C.A.D. purposes.

It is also for orders if a general notification may be issued by D.C. under the rules proposed by the Govt of India.

Sealed.

As suggested above. The D.C. of Ds may be authorised to make advances in cases of accidents resulting in death or permanent disablement under Rule 34A. Provisions may also come

Secy

Law Dept

WD 06260—GPB—500 pads of 100 sheets/each—20-3-42

1295 War

1627/A War

1446
10 DEC. 194
GOVT. OF MYSORE

OFFICE OF THE
MINISTER FOR LA
JAN 6 1943
No. 5932

2970

1127 B.
W.

War Injuries Scheme.

Continuation Sheet. File No. Current No. of Page. 1

[illegible] W.O. [illegible]
[illegible] & 7.-4-1/W dy. 24-11-42 [illegible] com-
[illegible] of [illegible] [illegible]
[illegible] Govt. of India [illegible]
[illegible] letter No. 28-5-10-42
[illegible] [illegible] to the Scheme
to cases of injuries sus-
tained outside B.M. India
[illegible] of India
extended [illegible] injuries
sustained [illegible] ordinance
No XXXIX of 1942 applying
the ordinance to Br. subjects & servants of
the Crown in any part
of India. This does
not extend the ordinance
to Br. Indian subjects
outside Br. India.

The question whether
any similar amendment
was necessary has already
been considered and
it was decided that
it was not necessary.

The Resy. now invites
attention to the notice
of 26 Feb. extending
the benefits of the
scheme to Br. subjects
& servants of the Crown
domiciled outside Br.
India.

16-7-43
W.

Indian Insurance Statistics —
Amendment

Since Ordinance X.X.X.IX of 1942 was not adopted here it does not seem necessary to adopt the new clause 3 here. This clause is entitled to Indian only to Insurers incorporated by Crown, Legislature in India & not to Indian Subjects.

As regards Agents clause & the Clause which says will be the same clause to adopt the Ordinance also

Sd/- [illegible]

The amendment has been made in order to avoid a conflict in case of minors [illegible] amendment of Indian Subjects

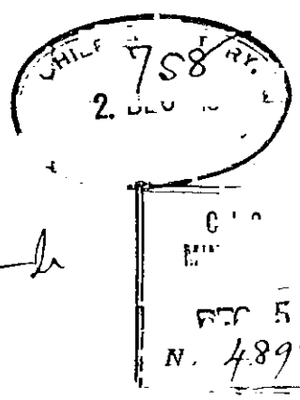
Do not seem to be necessary

[illegible]

Law Dept

Do our friends desire provision for the Case of a Insurance Agent who sustains injury when on duty at Colig, or while travelling on duty outside Insurance, eg while travelling to New Delhi to attend a Conference or while staying at Bombay Delhi etc on duty?

Sd/-



L

OFFICE OF THE MINISTER OF LAW
DEC 17 1942
No. 5391

Under clause 35 of the scheme, no award shall be made in respect of any injury sustained by a person ordinarily resident in Nyasa while absent from Nyasa for personal, domestic or pleasure purposes. This would seem to imply that persons absent on leave or other duty could be awarded Compensation. The Act Sec 1 clause (2) of the Act read with clause 4 of the Scheme would seem to limit and grant of Compensation in such cases as the Act extends to the whole of Nyasa. The Act would therefore have to be amended so as to enable its application to Asiatic Persons in any part of Nyasa. Then, the Scheme may also be suitably amended

M

1785

Mr
15/12

Mr
17/12

Law Sec
Law Sec 4 for a note on the above point & for necessary draft

Mr
18/12

Mr Thompson
Crs 22 12
16

Under clause 35 of the Mysore War Injuries Scheme, as it now stands, no award can be made under the Scheme in respect of —

(a) an injury sustained whether in or outside Mysore by a person resident outside Mysore, or

(b) an injury sustained by a person ordinarily resident in Mysore while absent from Mysore for personal, domestic or pleasures purposes.

By implication sub-clause (b) would seem to admit of compensation being paid to a Govt servant in respect of an injury sustained by him outside in British India while he is on Govt duty there and not for personal, domestic or pleasures purposes. This view, however conflicts with the provisions of section 1(2) of the Mysore War Injuries Act which limits the operation of the Act to the territories of Mysore. The position here is by no means clear.

The amendment carried out in the corresponding section of the British Indian Act gives as limited extra-territorial operation to this Act in respect of British subjects and servants of the Crown in any part of India. Clause 35 of the scheme also has been suitably modified so as to make it bring it into conformity with the extra-territorial operation of the Act. Under the revised clause as amended an

16278/W.

4574/42 P&42

General and Revenue Secretariat | File No. | of 194 . | [App. F. III—2

Serial No.

OFFICE OF THE MINISTER FOR LAW
JAN 2 1943
No. 5287

an award may be made in respect of an injury sustained by a British subject or a servant of the Crown outside British India but within India; but no award can be made in respect of an injury sustained outside British India by a person, other than a servant of the Crown, ordinarily resident outside British India.

Thus while compensation can be paid to a servant of the Crown for an injury sustained by him in any part of India, similar compensation could be given to a British subject under the same circumstances only if he is ordinarily resident in British India.

The position of the amendment in Mysore would clarify the position under clause 35 of the Scheme.

Necessary drafts are submitted for orders.

JNN 29/12

Law Secy)

The Note is submitted with the drafts for consideration

Hon'ble Minister for Law

Dewan)

SECY. LAW DEPT. 1942 GOVT OF MYSORE

5039

NOTE—Contn. Sheet.

WD 04155—GPB—55,000—7-3(10-42)

Law 31-12-42 JNN 31/12

29/1/43

File No. of 194 . | General and Revenue Secretariat.

Serial No. 5787

I am not sure that it is necessary to ~~extend~~ amend the Act, specially for this purpose. It may be provided for in the scheme and that in such cases awards may be made at the discretion of Govt.

~~The drafting of~~ clause 35 may be revised so as to make it more clear as the phraseology is rather confused

Illegible
5/1/43.

5/1

Gen.
5-1-43
6/1

for favour of a revised draft of clause 35.

6/1

Asst Secy
Legis Deptt w.e.

BKR
6.1.43
6.1.43.

A revised draft of Clause 35 is put up for Consideration.

Sub-Rule (1) and (2) of the British Indian Rule 35 (as recently amended) have been Consolidated into one

War Injuries Scheme, ...

384/M.

P

General and Revenue Secretariat R. A. & L. C. | File No. of 194 . | [App. F. III–2

Serial No.

JAN 13 1943 ... 6152

SECY. LAW DEPT. MYS. GOVT. ... SORE

Sub Rule.

The proviso to sub rule (2) of the British India Rule would also come in under the proposed 35(1)(b) and has therefore not been separately provided for.

Secy (RA. Le) 11.1.43

Law Secy / Asst Secy - Prop Bor — BDKR 11-1-43 — 12/1

Law Secy)

Revised draft is submitted. As it is worded, it deviates the necessity of amending the Act.

13-1-43 — 13/1

Under Law / Dewan

13/1 — 15-1-43 — 15/1

5471

17/1/43

18-1-43 — 18/1

225 — 19. JAN. 1943 — GOVT. OF MYSORE

NOTE—Contn. Sheet

Asst Secy War W.C — put for perusal before sign — 18/1

Secy — 19/1

Sl. 21. Issue N. Notification 2196/pw 5 — 21st Jan. 40 — 20/1/43

1627c
IN.

Continuation Sheet. File No. / Current No. of Page

War Injuries Claims.

To 8/7+41/107 24-11-42 from Records inviting attention to instructions issued by above Dept. vide letters dated 22-9-42 and 6-10-42.

[The entries mentioned in the letter have been scored off by us]

Scored with the exception of 26-9-42 and 10-10-42.

In accordance with the terms of War Injuries Ord. as amended the scheme applies to War injuries sustained by a person employed in any employment specified by Govt. & every employment to which the Essential Services (Civilians) Act applies has accordingly been specified by Govt.

On the above, the Govt. of India notice dated 22-9-42 exempting persons for Govt. purposes is specified. It is not necessary to adopt this.

The other notice dated 6/10/42 specifies employment undertaken under Civil Defence Act

1627C/IV. War Injuries Scheme. 3333/42 P

of the Indian Rules for purposes
Clause 2 (2)(c)(ii) of War Injuries
Scheme. Rule 7 & 8 of the
Defence of India Rule empowers
requisitioning the services
of persons for carrying
work on land necessary
for war emergency.
" for the purpose of securing
such employment, which may
be specified therein also.
Scale.

Sir
1/12 A majority dam. Please
draft Notification

Draft notification for approval

Sd/ 2/12

Sd/ 3/12

Law Ref: King's Law Sec.

SEOY. LAW DEPT. 785 2.

Sd/ 7/12/42

Law No. P 123(a)/42
Dt 13.12.1942

OFFICE OF THE MINISTER FOR EDUCATION
Date 8/2/43
No. 389.1.

" This draft is in order

4-2-43

13.2.43

13/2

Issue Notification 344 S/W dt 13th Feb. 43 in Sl. 22.
Compare

1873/W 2234/17 War Injuries Scheme & Regulations

Continuation Sheet. File No. / Current No. of Page.

Sl. 23 From The Secy to the Hon'ble the Resident F. 87-41/W & 15th Dec. 42 inviting reference to Labour Dept Notification & 23rd Nov. 42 vide amendment to Regulation 11 a.

Sd for perusal. Encls the Mysore War Injuries Regulations clause 11(a) it is only the Treasury that makes payment of allowances and pensions and as such an amendment on those lines is unnecessary here.

16/12

16/12

17/12

18/12

Sl. 24 From The Secy to the Hon'ble the Resident F. 87-41/W & 20th Jan. 43 inviting reference to Labour Dept Notification & 21st Dec. 42. vide amendments to Regulations 9 & 12.

Kind ref is invited to the War Injuries Regulations. Since it is only the Treasuries that make payment in this State and not the post offices as in Br India, the present amendments seem to be unnecessary in this State. Sd/- for perusal

21/1

2234/W 2427/W — War Injuries Scheme & Regulations.

Continuation Sheet. File No. / Current No. of Page.

Sl. 25 From The Secy to the Govt of India to the Govt of Punjab
F. 8744/W dated 12th Feb. 43 forwarding the draft list of corrections to the pamphlet.

Addd for perusal. The amendments have been incorporated in the Scheme & Regulations of the Govt.

RS 13/2

B.

212-8 ... Kol 2925

Copy of letter No. L.1882, dated New Delhi, the 16th May 1942, from the Government of India, Department of Labour, to All Provincial Governments (except United Provinces) and Administrations.

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565/5 6313

War Injuries Regulations, 1942.

I am directed to say, for information, that the back of the copy of Form B2 appended to War Injuries Regulations 1942, which is intended to be sent to Claims Officers, is to be left blank.

Office of the Hon'ble the Resident in Mysore,
Bangalore, Dated 18 May 1942.

No.F.87-41/W.

SECY. LAW DEPT. 2 JUNE 1942 GOVT OF MYSORE

Copy forwarded with compliments to

the Secretary to the Government of His Highness the Maharaja of Mysore, Law Department, Bangalore,

for information in continuation of letter from this Residency No.F.87-41/W dated the 9th April 1942.

By order.

for SECRETARY TO THE RESIDENT.

ksv.

W183-42-1

104/W.

No.F.87-41/W.(Rec2)

From

The Secretary to the Hon'ble the Resident in Mysore.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore, Bangalore.

Dated Bangalore, the 7th July 1942.

Amendments to the War Injuries Regulations, 1942.

Sir,

I am directed to refer to endorsement from this Residency No.F.87-41/W, dated the 1st June 1942, and to forward, for information, a copy of Government of India, Department of Labour Notification No.L823, dated the 12th June 1942, making amendments to regulations 9 and 11 of the Regulations mentioned above. The reasons which have led to the amendments in question are explained below: -

Regulation 9. - There is no provision in the War Injuries Regulations for the supply by the Claims Officer of the copies of the awards to the Audit Officer and of attested specimens of the thumb and finger impressions and signatures of the payee for verification by the disbursing officer at the time of payment. The amendment now made covers this.

Regulation 11(b). - It has been pointed out that there is overlapping of jurisdiction between the Claims Officer and the Postmaster or the Post Master General, vide regulation No.11 read with clauses Nos.10, 17 and 29 of the War Injuries Scheme. The amendment has been made to make the position clear.

2. A copy of the Government of India Finance Department notification No.F.-18(4)-W./42, dated the 11th June 1942, is also enclosed for information.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

VN

GOVERNMENT OF INDIA
DEPARTMENT OF LABOUR.

Dated New Delhi, the 12th June 1942.

NOTIFICATION.

No.L823.- In exercise of the powers conferred by clause 47 of the War Injuries Scheme, 1942, the Central Government is pleased to direct that the following further amendments shall be made in the War Injuries Regulations, 1942, namely: -

1. In regulation 9 of the said Regulations, for the words "A signed copy of the award shall be given to the person to whom the award is made and another copy shall be sent to the post office where the payment is to be made", the following shall be substituted, namely: -

> "A signed copy of the award shall be given to the person in whose favour the award is made or to his authorised agent; a true copy shall be sent to the (audit officer specified for this purpose by the Posts and Telegraphs Department,) together with attested specimens of the thumb and finger impressions of the payee and his signature, if literate; and another true copy shall be sent to the post office where the payment is to be made."

2. For sub-regulation (b) of regulation 11 of the said Regulations, the following sub-regulation shall be substituted, namely: -

> "(b) All allowances and pensions shall be drawn within one month of the date when they are due. The Postmaster concerned may, however, at his discretion make payment of full arrears within three months of the due date in the case of temporary allowances, and when the Claims Officer has condoned a delay under section 10 of the Scheme within three months of the date of the ~~other awards~~ order condoning the delay. In the case of other awards, similarly, he may make payment of full arrears within one year of the due date or of the date of the order condoning any delay, as the case may be".

Sd/- L.C.Prior,

Secretary to the Government of India.

VN

GOVERNMENT OF INDIA
FINANCE DEPARTMENT.

- - -

NOTIFICATION.

New Delhi, the 11th June 1942.

- - -

No.F.-18(4)-W./42.-In exercise of the powers conferred by sub-section (2) of section 241 of the Government of India Act, 1935, the Governor-General in Council is pleased to make the following rules: -

1. These rules may be called the Central Civil Services (War Injuries Pension) Rules, 1942.

2. In these rules, -

"duty" has the meaning assigned to that expression in rule 9 of the Fundamental Rules;

"war injury" has the meaning assigned to that expression in section 2 of the War Injuries Ordinance, 1941 (No.VII of 1941).

3. Where a person to whom the Central Civil Services (Extraordinary Pension) Rules apply sustains a war injury while on duty, or dies of a war injury so sustained, awards shall be made in accordance with the provisions of those rules as if the injury were received as a result of risk of office:

Provided that if the authority making an award is satisfied that the war injury has been received as a result of "Special risk" as defined in rule 3 of the said Rules, the award shall be made in accordance with the provisions of those rules as if the injury were received as a special risk of office.

4. Where a person to whom the rules in Chapter XXXVIII of the Civil Service Regulations apply sustains a war injury while on duty otherwise than on service with a military force, or dies of a war injury so sustained, awards shall be made in accordance with the provisions of those rules as if the injury were received in the performance of a duty which had the effect of increasing his liability to injury or death beyond the ordinary risk of the civil appointment held by him.

5. Nothing in these rules shall be deemed to authorise or require the making, in respect of the same injury, -

(a) of an award under rule 3 of these rules as well as an award under the Central Civil Services (Extraordinary Pension) Rules; or

(b) of an award under rule 4 of these rules as well as an award under Chapter XXXVIII of the Civil Services Regulations.

S.RANGANATHAN,

Deputy Secretary to the Government of India.

- - - -

VN

W 183-42-2.

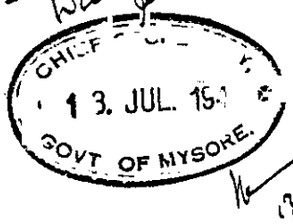
No.F.87-41/W.

From

The Secretary to the Hon'ble the Resident in Mysore.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore, Bangalore.



Dated Bangalore, the 13th July 1942.

WAR INJURIES SCHEME.

Sir,

I am directed to refer to my letter No.F.87-41/W, dated the 7th July 1942, and to forward, for information, a copy of Government of India, Department of Labour, Notification No.L1882, dated the 17th June 1942, making amendments to schedule I of the above scheme. The reasons which have led to the amendments in question are explained below: -

Clause (1) in paragraph 1 of schedule I.

Some Provincial Governments have pointed out that Schedule I appended to the scheme does not include all the essential services employed by Provincial Governments in connection with Civil Defence and Air Raid Precautions measures. In view of the wide variety of such services, it was decided to add a general enabling clause.

Paragraph 4 of schedule I.

The amendment has been made at the suggestion of some Provincial Governments so as to make Civic Guards eligible for relief on the higher scale.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

GOVERNMENT OF INDIA
DEPARTMENT OF LABOUR.

- - -

NOTIFICATION.

Dated New Delhi, the 17th June 1942.

- - -

No.L1882.- In exercise of the powers conferred by sub-section (1) of section 3 of the War Injuries Ordinance, 1941 (VII of 1941), the Central Government is pleased to direct that the following further amendments shall be made in the War Injuries Scheme, 1942, namely: -

In Schedule I to the said Scheme: -

(a) in paragraph 1, after clause (k), the following clause shall be inserted, namely: -

"(l) Such other Air Raid Precautions and civil defence organisations as may be notified by the Provincial Government."

(b) after paragraph 3, the following paragraph shall be inserted, namely: -

"4. Civic Guards."

H.C.Prior,

Secretary to the Government of India.

- - - - -

VN

W 183-42-3.

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

No. F.87-41/W(e-2) 304/W.

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government
of His Highness the Maharaja of Mysore,
BANGALORE.

Dated Bangalore, the 20th July *1942.*

WAR INJURIES SCHEME.

I am directed to forward for information, a copy of a letter from the Government of India, Department of Labour, to all Provincial Governments, etc. No.L827, dated the 22nd June 1942, with enclosures.

2. A copy of Labour Department Notification No.L.1882 dated the 9th April 1942, referred to in their notification No.L827 dated the 22nd June 1942, is also enclosed.

I have the honour to be,

Sir,

Your most obedient servant,

for SECRETARY TO THE RESIDENT.

ksv.

Copy of a letter from the Government of India, Department of Labour, to all Provincial Governments and Chief Commissioners, No.L827, dated the 22nd June 1942.

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War Injuries Scheme.

I am to refer to this Department's letter No.L1882 dated the 17th March 1942 in which the scope and significance of the amended clause 2 (2)(e)(ii) of the War Injuries Scheme were explained. In making notifications under that clause the difficulty in respect of specifying the locality with reference to the place of employment of the person concerned has prominently come to light. The notifications made so far refer generally to the places of employment and residence, and the places covered by the journeys to and from work. This, however, leaves out such areas as may be normally frequented by the person concerned but which do not strictly fall within the categories of areas stated above. It is considered obviously necessary that areas normally frequented by persons, for instance, shopping areas should also be covered.

2. It is possible to attempt to define the areas with reference to some distance from the place of employment and the place of residence but this would create practical difficulties for the Claims Officer in individual cases. It also does not meet satisfactorily the cases of persons whose duties consist of travelling, for instance, railway servants employed on trains. The position would be much simplified if the specification of locality were omitted altogether.

3. The Government of India have, under these circumstances again revised the clause; a copy of the notification amending the clause, is enclosed.

4. As regards specifying employments under clause 2(2)(e)(ii), authority for such specification was conferred both on Central and Provincial Governments. It has been found, however, in practice that this has led to certain lack of uniformity while the need for the Central Government taking action where employments of a similar nature all over India have to be covered remains. With the specification of a large class of employment referred to in paragraph 8 below it seems to the Government of India that the need for individual specifications of other employments is considerably reduced. Co-ordination and uniformity in the sphere can be achieved by asking Provincial Governments to refer their proposals to the Government of India before taking action but the only advantage then of retaining the power with the Provincial Governments would be to meet emergent cases. It does not appear that action under the clause would be so emergent as not to leave any time for reference to the Government of India and on balance the Government of India considered it suitable to restrict the authority under clause 2(2)(e)(ii) to themselves. The amended clause 2(2)(e)(ii) therefore empowers only the Central Government to make the notifications.

5. It will be seen however that there is a considerable amount of elasticity and power left with the Provinces; Provincial Governments continue their authority under the Essential Services (Maintenance) Ordinance to declare any employments for the purposes of that Ordinance and after such declaration the employments would automatically be eligible for relief on the higher scale under the notification now made by the Government of India and referred to in paragraph 8 below. It is hardly necessary to state that the declarations under the Essential Services (Maintenance) Ordinance should be on merits of cases and not so as to merely make such employments eligible to the higher relief under the War Injuries Scheme.

6. One Provincial Government proposed that employment under the Crown should be specified under clause 2(2)(e)(ii) of the War Injuries Scheme, 1942, to make Government servants eligible for relief on the 'higher scale'. Clause 33 of the Scheme provides that payments under the Scheme shall not be drawn in addition to other payments from public funds but it does not preclude relief under the Scheme being drawn in

lieu

lieu of other payment from public funds. Even under the extra-ordinary pension rules disability pensions open to the lower paid classes of Government servants are probably lower than the 'higher scale' of relief provided under the War Injuries Scheme.

7. It has been pointed out that if Government servants are not made eligible for higher relief they would be at a disadvantage compared with other services which have been or may be specified under clause 2(2)(e)(ii) of the Scheme. Employment under the Crown is covered already by the Essential Services (Maintenance) Ordinance and the Government of India, after careful consideration, have decided that all employment under that Ordinance covering also employment under the Crown, should be specified under clause 2(2)(e)(ii) of the Scheme. Employment which is fit to be declared for the purposes of the Essential Services (Maintenance) Ordinance should also clearly be eligible for higher scale of relief.

A copy of the notification being issued is enclosed; it covers also all employments on aerodrome construction.

8. With the amendment of the clause 2(2)(e)(ii) and the notification made by the Government of India covering a large class of employments many of the notifications made by the Provincial Governments would probably be rendered superfluous.

9. I am to explain for the confidential information of the Provincial Governments certain difficulties in respect of the grant of relief on the higher scale. The Government of India feel that relief on the 'higher scale' based on any considerations is not strictly in line with the general basic principles of the War Injuries Scheme which is designed to give a minimum amount of relief to everybody and in which there is no element of compensation. The provisions having already been made however, it is not possible at this stage to omit them from the Scheme and provide for them extraneously. The Government of India are, however, anxious that the classes of persons eligible for relief on the higher scale should not be unduly extended so as to cover even larger classes of persons. Apart therefore from employments covered by the Essential Services (Maintenance) Ordinance and such employments in hazardous areas like ports aerodromes, and essential war factories the Government of India would be reluctant to extend the higher scale of relief to larger classes of population.

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VN

GOVERNMENT OF INDIA
Department of Labour.

NOTIFICATION.

Dated New Delhi, the 22nd June 1942.

No.L827.- In exercise of the powers conferred by sub-section (1) of section 3 of the War Injuries Ordinance, 1941 (No.VII of 1941), the Central Government is pleased to direct that the following further amendment shall be made in the War Injuries Scheme, 1942, namely:-

For sub-paragraph (ii) of paragraph (e) of sub-clause (2) of clause 2 of the said Scheme, the following shall be substituted, namely:-

"(ii) a war injury sustained by a person engaged in any employment specified in this behalf by the Central Government, if on the day on which the injury was sustained he was on duty in connection with that employment, or would have been on duty but for that day being a recognised holiday or day of rest or for his being casually absent from duty on account of illness or other similar cause, or for any other reason which in the opinion of the Claims Officer was good and sufficient."

H.C.Prior,
Secretary to the Government of India.

GOVERNMENT OF INDIA
DEPARTMENT OF LABOUR.

NOTIFICATION.

Dated New Delhi, the 22nd June 1942.

No.L827.- In pursuance of sub-paragraph (ii) of paragraph (e) of sub-clause (2) of clause 2 of the War Injuries Scheme, 1942, and in supersession of the notification of the Government of India in the Department of Labour, No.L1882, dated the 9th April, 1942, the Central Government is pleased to specify every employment to which the Essential Services (Maintenance) Ordinance, 1941 (No.XII of 1941), for the time being applies, and every employment in connection with the construction of aerodromes.

H.C.Prior,
Secretary to the Government of India.

GOVERNMENT OF INDIA
DEPARTMENT OF LABOUR.

NOTIFICATION.

New Delhi, the 9th April 1942.

No.L-1882.- In pursuance of sub-paragraph (ii) of paragraph (e) of sub-clause (2) of clause 2 of the War Injuries Scheme, 1942, the Central Government is pleased to declare for the purposes of the said sub-paragraph -

(i) employment in a Federal Railway to be a 'specified occupation'; and

(ii) the places of work and of normal residence of the person so employed, to be the 'specified locality', with reference to his place of employment.

H.C.PRIOR,
Secretary to the Government of India.

NO. 1120/W. 183-42-4

NOTIFICATION. dated 18-8-42

In exercise of the powers conferred by sub-section (1) of section 3 of the War Injuries Act, 1942 (XXII of 1942), the Govt. of H.H. the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Scheme, 1942, namely:-

2, In Schedule 1 to the said Scheme:-

(a) in paragraph 1, after clause (k), the following clause shall be inserted, namely:-

"(l) Such other A.R.P. and Civil Defence organisations as may be notified by the Govt."

(b) after paragraph 2, the following paragraph shall be inserted, namely:-

"3, Civic Guards."

(c) For sub-paragraph (ii) of paragraph (e) of sub-clause (2) of clause 2 of the said Scheme, the following shall be substituted, namely:-

"(ii) a war injury sustained by a person engaged in any employment specified in this behalf by the Govt., if on the day on which the injury was sustained he was on duty in connection with that employment, or would have been on duty but for that day being a recognised holiday or day of rest or for his being casually absent from duty on account of illness or other similar cause, or for any other reason which in the opinion of the Claims Officer was good and sufficient."

By Order,

5/8/42

Chief Secy. to Govt.

To

The Compiler, Mysore Gazette.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1120/W 183-42-4.

General and Revenue Secretariat,

Dated Bangalore, ...18th August...1942.

NOTIFICATION.

In exercise of the powers conferred by sub-section (1) of section 3 of the Mysore War Injuries Act, 1942 (XXII of 1942), the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Scheme, 1942, namely:-

1. For sub-paragraph (ii) of paragraph (e) of sub-clause (2) of clause 2 of the said Scheme, the following shall be substituted, namely:-

"(ii) a war injury sustained by a person engaged in any employment specified in this behalf by the Government, if on the day on which the injury was sustained he was on duty in connection with that employment, or would have been on duty but for that day being a recognised holiday or day of rest or for his being casually absent from duty on account of illness or other similar cause, or for any other reason which in the opinion of the Claims Officer was good and sufficient."

2. In Schedule 1 to the said Scheme:-

(a) in paragraph 1, after clause (k), the following clause shall be inserted, namely:-

"(l) Such other A.R.P. and Civil Defence organisations as may be notified by the Government."

(b) after paragraph 2, the following paragraph shall be inserted, namely:-

"3, Civic Guards."

By Order,

Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and for supplying 150 copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1120/15 General and Revenue Secretariat,

Dated Bangalore, 18th August 1942.

NOTIFICATION.

In exercise of the powers conferred by sub-section (1) of section 3 of the Mysore War Injuries Act, 1942 (XXII of 1942), the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Scheme, 1942, namely:-

1. For sub-paragraph (ii) of paragraph (e) of sub-clause (2) of clause 2 of the said Scheme, the following shall be substituted, namely:-

"(ii) a war injury sustained by a person engaged in any employment specified in this behalf by the Government, if on the day on which the injury was sustained he was on duty in connection with that employment, or would have been on duty but for that day being a recognised holiday or day of rest or for his being casually absent from duty on account of illness or other similar cause, or for any other reason which in the opinion of the Claims Officer was good and sufficient."

2. In Schedule 1 to the said Scheme:-

(a) in paragraph 1, after clause (k), the following clause shall be inserted, namely:-

"(l) Such other A.R.P. and Civil Defence organisations as may be notified by the Government."

(b) after paragraph 2, the following paragraph shall be inserted, namely:-

"3, Civic Guards."

By Order,

Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and for supplying 150 copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1120/W

General and Revenue Secretariat,

Dated Bangalore. ....18th August 1942.

NOTIFICATION.

In exercise of the powers conferred by sub-section (1) of section 3 of the Mysore War Injuries Act, 1942 (XXII of 1942), the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Scheme, 1942, namely:-

1. For sub-paragraph (ii) of paragraph (e) of sub-clause (2) of clause 2 of the said Scheme, the following shall be substituted, namely:-

"(ii) a war injury sustained by a person engaged in any employment specified in this behalf by the Government, if on the day on which the injury was sustained he was on duty in connection with that employment, or would have been on duty but for that day being a recognised holiday or day of rest or for his being casually absent from duty on account of illness or other similar cause, or for any other reason which in the opinion of the Claims Officer was good and sufficient."

2. In Schedule 1 to the said Scheme:-

(a) in paragraph 1, after clause (k), the following clause shall be inserted, namely:-

"(l) Such other A.R.P. and Civil Defence organisations as may be notified by the Government."

(b) after paragraph 2, the following paragraph shall be inserted, namely:-

"3, Civic Guards."

By Order,

Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and for supplying 150 copies to this office.

NOTIFICATION.

No 1121/W dated 18-8-42

W 183-42-5.

In exercise of the powers conferred by clause 47 of the War Injuries Scheme, 1942, the Govt. of H.H. the Maharaja are pleased to direct that the following ~~further~~ amendments shall be made in the War Injuries Regulations, 1942, namely:-

1. In regulation 9 of the said Regulations, for the words "A signed copy of the award shall be given to the person to whom the award is made and another copy shall be sent to the ~~xxxxxxxxxxxxxxx~~ Treasury where the payment is to be made", the following shall be substituted, namely:-

"A signed copy of the award shall be given to the person in whose favour the award is made or to his authorised agent; a true copy shall be sent to the Comptr. to whom ~~xxxxxxxxxxxxxx

In the case of other awards, similarly, he may make payment of full arrears within one year of the due date or of the date of the order condoning any delay, as the case may be."

By Order,

Chief Secy. to Govt.

Compiler, Mysore Gazette.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1121 W 183-42-5

General and Revenue Secretariat,

Dated Bangalore. 18th August 1942.

NOTIFICATION.

In exercise of the powers conferred by clause 47 of the Mysore War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to direct that the following amendments shall be made in the War Injuries Regulations, 1942, namely:-

1. In regulation 9 of the said Regulations, for the words "A signed copy of the award shall be given to the person to whom the award is made and another copy shall be sent to the Treasury where the payment is to be made", the following shall be substituted, namely:-

"A signed copy of the award shall be given to the person in whose favour the award is made or to his authorised agent; a true copy shall be sent to the Comptroller to Government together with attested specimens of the thumb and finger impressions of the payee and his signature, if literate; and another true copy shall be sent to the Treasury where the payment is to be made."

2. For sub-regulation (b) of regulation 11 of the said Regulations, the following sub-regulation shall be substituted, namely:-

"(b) All allowances and pensions shall be drawn within one month of the date when they are due. The Treasury Officer concerned may, however, at his discretion make payment of full arrears within three months of the due date in the case of temporary allowances, and when the Claims Officer has condoned a delay under clause 10 of the Scheme within three months of the date of the order condoning the delay. In the case of other awards, similarly, he may make payment of full arrears within one year of the due date or of the date of the order condoning any delay, as the case may be."

By Order,

Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette, and for supplying 150 copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1121/W

General and Revenue Secretariat,

Dated Bangalore. ....18th August 1942.

NOTIFICATION.

In exercise of the powers conferred by clause 47 of the Mysore War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to direct that the following amendments shall be made in the War Injuries Regulations, 1942, namely:-

1. In regulation 9 of the said Regulations, for the words "A signed copy of the award shall be given to the person to whom the award is made and another copy shall be sent to the Treasury where the payment is to be made", the following shall be substituted, namely:-

"A signed copy of the award shall be given to the person in whose favour the award is made or to his authorised agent; a true copy shall be sent to the Comptroller to Government together with attested specimens of the thumb and finger impressions of the payee and his signature, if literate; and another true copy shall be sent to the Treasury where the payment is to be made."

2. For sub-regulation (b) of regulation 11 of the said Regulations, the following sub-regulation shall be substituted, namely:-

"(b) All allowances and pensions shall be drawn within one month of the date when they are due. The Treasury Officer concerned may, however, at his discretion make payment of full arrears within three months of the due date in the case of temporary allowances, and when the Claims Officer has condoned a delay under clause 10 of the Scheme within three months of the date of the order condoning the delay. In the case of other awards, similarly, he may make payment of full arrears within one year of the due date or of the date of the order condoning any delay, as the case may be."

By Order,

Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette, and for supplying 150 copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1121 / #21 / W

General and Revenue Secretariat,

Dated Bangalore. 18th August 1942.

NOTIFICATION.

In exercise of the powers conferred by clause 47 of the Mysore War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to direct that the following amendments shall be made in the War Injuries Regulations, 1942, namely:-

1. In regulation 9 of the said Regulations, for the words "A signed copy of the award shall be given to the person to whom the award is made and another copy shall be sent to the Treasury where the payment is to be made", the following shall be substituted, namely:-

"A signed copy of theaward shall be given to the person in whose favour the award is made or to his authorised agent; a true copy shall be sent to the Comptroller to Government together with attested specimens of the thumb and finger impressions of the payee and his signature, if literate; and another true copy shall be sent to the Treasury where the payment is to be made."

2. For sub-regulation (b) of regulation 11 of the said Regulations, the following sub-regulation shall be substituted, namely:-

"(b) All allowances and pensions shall be drawn within one month of the date when they are due. The Treasury Officer concerned may, however, at his discretion make payment of full arrears within three months of the due date in the case of temporary allowances, and when the Claims Officer has condoned a delay under clause 10 of the Scheme within three months of the date of the order condoning the delay. In the case of other awards, similarly, he may make payment of full arrears within one year of the due date or of the date of the order condoning any delay, as the case may be."

By Order,

Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette, and for supplying 150 copies to this office.

W 183-42-6. 617

THE OFFICE OF THE HON'BLE THE RESIDENT IN MYSORE,

Dated Bangalore, the 18th August 1942.

No.F.87-41/W. (Home Pub.)

A copy of the undermentioned papers is forwarded with compliments to the

Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore,

for information, in continuation of letter from this Residency No.F.87-41/W, dated the 13th July 1942.

War CHIEF 13 AUG.

By order, etc.,

for SECRETARY TO THE RESIDENT.

- - - -

Removed.

First and Second lists of corrections to the pamphlet containing the War Injuries Ordinance, 1941, the War Injuries Scheme and the War Injuries Regulations, 1942.

VN

W 183-42-7.

715
W

THE OFFICE OF THE HON'BLE THE RESIDENT IN MYSORE,

Dated Bangalore, the 21st August 1942.

No.F.87-41/W. (Secret one)

A copy of the undermentioned paper is forwarded with compliments to the -

Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore,

for information, in continuation of endorsement from this Residency No.F.87-41/W, dated the 13th August 1942.

By order, etc.,

for SECRETARY TO THE RESIDENT.

Third list of corrections to the Pamphlet containing the War Injuries Ordinance, 1941, the War Injuries Scheme, 1942 and the War Injuries Regulations, 1942.

NOTIFICATION.

In pursuance of sub-paragraph (ii) of paragraph (e) of sub-clause (2) of clause 2 of the Mysore War Injuries Scheme, 1942, the Govt.of H.H. the Maharaja are pleased to specify the undermentioned employment for the purpose of the said sub-clause;-namely:-

"Every employment to which the Essential Services (Maintenance) Act, 1942 (XXIII of 1942) for the time being applies"

By Order,

Chief Secy. to Govt.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and for sending 150 copies to this office.

NOTIFICATION.

In exercise of the powers conferred by sub-section (1) of section 3 of the Mysore War Injuries Act, 1942 (XXII of 1942), the Govt. of H.H. the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Scheme, 1942, namely:-

1. In clause 42 of the said Scheme, after the words "appears to him" the word "that" shall be inserted.

2. After clause 43, the following clause shall be inserted, namely:-

"43A (1) An authority appointed in this behalf by the Govt. may, if it thinks fit and subject to sub-clause (2), review any award made or order passed under this Scheme by a Claims Officer.

(2) The provisions of clauses 42 & 43 shall apply mutatis mutandis to reviews under sub-clause (1)".

3. In Schedule 1, in para 2 after item (xiii), the following item shall be inserted, namely:-

"(xiv) Any other service designated in this behalf by order of the Govt."

By Order,

Chief Secy.to Govt.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and for sending 150 copies to this office.

CLAUSE 42.

Existing.	as amended.
The Claims Officer may at any time review any award made under this Scheme and if it appears to him by reason of a mistake of fact or a change in the condition or circumstances of the person to whom the award has been made or for any other reason whatsoever it is expedient so to do, he may increase or reduce the rate of any pension or allowance awarded or cancel the award or make a fresh award.	The Claims Officer may at any time review any award made under this Scheme and if it appears THAT by reason of a mistake of fact or a change in the condition or circumstances of the person to whom the award has been made or for any other reason whatsoever it is expedient so to do, he may increase or reduce the rate of any pension or allowance awarded or cancel the award or make a fresh award.

NOTIFICATION.

In exercise of the powers conferred by clause 47 of the Mysore War Injuries Scheme, 1942, the Govt.of H.H. the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Regulations, 1942,namely:-

1. In Regulation Mm.10, after the words "Claims Officer", the words, figures and letter "or the authority appointed under clause 43A of the Scheme" shall be inserted.

2. In sub-regulation (a) of Regulation13 after the words "Gazetted Officer", the brackets and words "(in service or retired)" shall be inserted.

By Order,

31/8

Chief Secy. to Govt.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and for sending 150 copies to this office.

REGULATION 10.

Existing.	as amended.
The Claims Officer shall have the power to examine witnesses and call for such evidence as he considers necessary in the same manner as a civil court under the provisions of the Code of Civil Procedure, 1911 (Act III of 1911) and shall have, in particular, the powers conferred by section 32 of that Code.	The Claims Officer, OR THE AUTHORITY APPOINTED UNDER CLAUSE 43A OF THE THE SCHEME, shall have the power to examine witnesses and call for such evidence as he considers necessary in the same manner as a civil court under the provisions of the Code of Civil Procedure, 1911 (Act III of 1911) and shall have, in particular, the powers conferred by section 32 of that Code.

REGULATION 13(a)

With every award when presented for payment, there shall be produced a certificate of life pertaining to the beneficiary or beneficiaries under the award, signed by a Gazetted Officer of Govt., a Magistrate or a Police Officer not below the rank of a Sub-Inspector. Where the claimant is undergoing treatment as an inpatient at a hospital or dispensary, the certificate shall be signed by the person in charge thereof.	With every award when presented for payment, there shall be produced a certificate of life pertaining to the beneficiary or beneficiaries under the award, signed by a Gazetted Officer (IN SERVICE OR RETIRED) of Govt., a Magistrate or a Police Officer not below the rank of a Sub-Inspector. Where the claimant is undergoing treatment as an inpatient at a hospital or dispensary, the certificate shall be signed by the person in charge thereof.

Government of India DPG III

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1497/W 183-42-8.

General and Revenue Secretariat,

Dated Bangalore, ...4th September 1942.

NOTIFICATION.

In pursuance of sub-paragraph (ii) of paragraph (e) of sub-clause (2) of clause 2 of the Mysore War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to specify the undermentioned employment for the purpose of the said sub-clause, namely:-

"Every employment to which the Essential Services (Maintenance) Act, 1942 (XXIII of 1942) for the time being applies."

By Order,

For Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette, and for sending 150 copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1497/15 General and Revenue Secretariat,

Dated Bangalore, ...4th...September...1942.

NOTIFICATION.

In pursuance of sub-paragraph (ii) of paragraph (e) of sub-clause (2) of clause 2 of the Mysore War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to specify the undermentioned employment for the purpose of the said sub-clause, namely:-

"Every employment to which the Essential Services (Maintenance) Act, 1942 (XXIII of 1942) for the time being applies."

By Order,

For Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette, and for sending 150 copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1498/45
W 183-42-9.

General and Revenue Secretariat,

Dated Bangalore. 4th Septr. 1942.

NOTIFICATION.

In exercise of the powers conferred by sub-section (1) of Section 3 of the Mysore War Injuries Act, 1942 (XXII of 1942), the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Scheme, 1942, namely:-

1. In clause 42 of the said Scheme, after the words "appears to him", the word "that" shall be inserted.

2. After clause 43, the following clause shall be inserted, namely:-

"43A (1) An authority appointed in this behalf by the Government may, if it thinks fit and subject to sub-clause (2), review any award made or order passed under this Scheme by a Claims Officer.

(2) The provisions of clauses 42 & 43 shall apply mutatis mutandis to reviews under sub-clause (1)".

3. In Schedule 1, in paragraph 2 after item (xiii), the following item shall be inserted, namely:-

"(xiv) Any other service designated in this behalf by order of the Government".

By Order,

For Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of of the Gazette and for sending 150 copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 114985

General and Revenue Secretariat,

Dated Bangalore. 4th Septr. 1942.

NOTIFICATION.

In exercise of the powers conferred by sub-section (1) of Section 3 of the Mysore War Injuries Act, 1942 (XXII of 1942), the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Scheme, 1942, namely:-

1. In clause 42 of the said Scheme, after the words "appears to him", the word "that" shall be inserted.

2. After clause 43, the following clause shall be inserted, namely:-

"43A (1) An authority appointed in this behalf by the Government may, if it thinks fit and subject to sub-clause (2), review any award made or order passed under this Scheme by a Claims Officer.

(2) The provisions of clauses 42 & 43 shall apply mutatis mutandis to reviews under sub-clause (1)".

3. In Schedule 1, in paragraph 2 after item (xiii), the following item shall be inserted, namely:-

"(xiv) Any other service designated in this behalf by order of the Government".

By Order,

For Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of of the Gazette and for sending 150 copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1499/45 — W 183-42-10.

General and Revenue Secretariat,

Dated Bangalore, ...4th Septr. 1942.

NOTIFICATION.

In exercise of the powers conferred by clause 47 of the Mysore War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Regulations, 1942, namely:-

1. In Regulation 10, after the words "Claims Officer", the words, figures and letter "or the authority appointed under clause 43A of the Scheme" shall be inserted.

2. In sub-regulation (a) of Regulation 13 after the words "Gazetted Officer", the brackets and words "(in service or retired)" shall be inserted.

By Order,

Inderkhat Varma

For Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette, and for sending 150 copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1499/W

General and Revenue Secretariat,

Dated Bangalore, ...4th Septr. 1942.

NOTIFICATION.

In exercise of the powers conferred by clause 47 of the Mysore War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Regulations, 1942, namely:-

1. In Regulation 10, after the words "Claims Officer", the words, figures and letter "or the authority appointed under clause 43A of the Scheme" shall be inserted.

2. In sub-regulation (a) of Regulation 13 after the words "Gazetted Officer", the brackets and words "(in service or retired)" shall be inserted.

By Order,

For Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette, and for sending 150 copies to this office.

W 183-42-11.

1131
W

F.87-41/W.

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

Dated Bangalore, the 31st October *1942.*

War Injuries Scheme, 1942.

SIR,

I am directed to invite the attention of the Government of Mysore to the notifications issued by the Government of India in the Department of Labour, Nos.L.823 and L.825, dated the 3rd and the 5th September 1942, published in the Gazette of India of the 12th September 1942, with the following explanatory remarks: -

(a) The notification of the 3rd September provides for the widening of the class of persons eligible to sign life certificate required under regulation 13(a) or countersign the certificate in Form H required under regulation 13(b). (The notification has been issued on receipt of a suggestion from a Provincial Government that many persons, particularly those residing in rural areas may find it difficult to obtain the signatures of the persons authorised for this purpose under the present rule.)

(b) The notification dated the 5th September 1942 enables relief at ordinary rates to be paid to all civil defence volunteers sustaining "war injuries"; under the previous provisions relief would have been admissible to

them

them in respect of "War injuries", which are not "war service injuries" only if they had been "gainfully occupied" persons.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

Appendix F G—1]

SUBJECT.....

.....

.....

Section

File No.

Serial No.

Diary No. of letter replied to.....

No.

To

General and Revenue Secretariat

( )

the *19* .

Date of issue.....

Signed by .....

List of enclosures.....

Copied by .....

Examined by .....

Notification

In exercise of the powers conferred by clause 47 of the War Injuries Scheme 1942 the Govt of the Madras are pleased to direct that the following further amendments shall be made in the War Injuries Regulations namely:—

In sub-regulation (a) of Regulation 13 of the said Regulations and in Form II appended to the said Regulations, after the word

WD 086—GPB—40,000—30-7-40

" Asst. Inspector " the words

" or any other person, authorised

by general or special order, by

the Govt " shall be inserted.

B. O

Sgd

Chief Secy to Govt

3/10/[illegible]

The Complete MS for publication

and 150 Spare Copies

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1769/W W183-42-12

General and Revenue Secretariat,

Dated Bangalore, ...5th Octr.....1942.

NOTIFICATION.

In exercise of the powers conferred by clause 47 of the War Injuries Scheme 1942, the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Regulations namely : -

In sub-regulation (a) of Regulation 13 of the said Regulations and in Form H appended to the said Regulations, after the word "Sub-Inspector" the words "or any other person, authorised by general or special order by the Government" shall be inserted.

By Order,

for CHIEF SECRETARY TO GOVERNMENT.

RG

To

The Compiler, Mysore Gazette, for publication in the Gazette and supply of 150 spare copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1769/W

General and Revenue Secretariat,

Dated Bangalore, ...5th Octr. 1942.

NOTIFICATION.

In exercise of the powers conferred by clause 47 of the War Injuries Scheme 1942, the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Regulations namely : -

In sub-regulation (a) of Regulation 13 of the said Regulations and in Form H appended to the said Regulations, after the word "Sub-Inspector" the words "or any other person, authorised by general or special order by the Government" shall be inserted.

By Order,

for CHIEF SECRETARY TO GOVERNMENT.

To

The Compiler, Mysore Gazette, for publication in the Gazette and supply of 150 spare copies to this office.

Appendix F G—1]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *19* .

Date of issue.....

Signed by .....

List of enclosures.....

Copied by .....

Examined by .....

Section

File No.

Serial No.

No.

To

Notification

In pursuance of sub clause (c) of clause 4 of the War Injuries Scheme 1942 the Govt of the Maharaja are pleased to notify "Civil defence volunteers" for the purpose of the said sub-clause

B. O

Chief Secy to Govt

Compile MS for publication + 150 spare copies

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1770/W W 183-42-13.

General and Revenue Secretariat,

Dated Bangalore. ...5th Octr....1942.

NOTIFICATION.

In pursuance of sub clause (c) of Clause 4 of the War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to notify "Civil defence volunteers" for the purposes of the said sub-clause.

By Order,

for CHIEF SECRETARY TO GOVERNMENT.

To - -

The Compiler, Mysore Gazette for publication in the Gazette and for ~~publication~~ supply of 150 space copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 1770/W

General and Revenue Secretariat,

Dated Bangalore. 5th Octr. 1942.

NOTIFICATION.

In pursuance of sub clause (c) of Clause 4 of the War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to notify "Civil defence volunteers" for the purposes of the said sub-clause.

By Order,

for CHIEF SECRETARY TO GOVERNMENT.

To - -

The Compiler, Mysore Gazette for publication in the Gazette and for ~~publication~~ supply of 150 space copies to this office.

W 183-42-14

No 2444/W dt 27-11-42 NOTIFICATION.

In exercise of the powers conferred by sub-section (i) of Section 3 of the War Injuries Act, 1942 (XXII of 1942) the Govt. of H.H' the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Scheme, 1942, namely : -

1- After clause 34 of the said scheme, the following clause shall be inserted, namely : -

Advance payments by employers and recovery thereof from awards.

"34A.(1) A person sustaining a war injury or a war service injury, or in the event of his death, the person, if any, to whom a family pension would be payable under this Scheme, may accept from the employer of the injured person an advance payment not exceeding fifty rupees upon the condition that the employer ~~fifty~~ should ~~rupees~~ be entitled to recover the same in the manner ~~hereinfa~~ hereinafter provided from the award or awards, if any, made under this scheme in respect of the injury.

(2) Upon acceptance of an advance payment in ~~accordin~~ accordance with sub-clause (1), the ~~recex~~ recipient shall give to the employer a receipt therefor in duplicate in the form prescribed in the War Injuries Regulations, 1942; and the employer shall thereupon forward one copy of the receipt to the claims officer having jurisdiction in the area where the injury was sustained.

(3) When making an award under this Scheme for an injury in respect of which the employer of the injured person has forwarded a receipt in the said form for an advance payment made by him, the Claims Officer shall give upon any award which he may make in respect of the said injury a direction requiring the repayment of the advance payment to the employer from the amount of the award -

(a) where the award is for a lump-sum in pursuance of sub-clause (2) of clause 14, in a lump sum, or

(b) in all other cases, in monthly instalments until the whole is repaid from the monthly payments under the award at such rate as the claims officer may think fit not exceeding half the

monthly payment under the award.

(4) where by reason of the subsequent death of the injured person or for any other cause, the Claims Officer has obcasion to modify his award or make a fresh award in respect of the injury, he shall make a similar direction therein in respect of such amount of the advance payment as remains unrepaid.

(5) Nothing in excess of the amount, if any, awarded under ~~this~~ this Scheme in respect of the injury shall be recoverable under this clause".

2. For clause 35 of the said Scheme, the following clause shall be substituted, namely : -

"35. Awards when to be made .- (1) Subject to the provisions of ~~its~~ this scheme, an award under the scheme may be made in respect of -

(a) an injury sustained within Mysore, or

(b) an injury sustained outside Mysore but within India by a Mysore subject or a servant of the Government of Mysore.

(2) No award under this Scheme shall be made in respect of :-

(a) an injury sustained anywhere outside India, or.

(b) an injury sustained outside Mysore by a person, other than a servant of the Government of Mysore, ordinarily resident outside Mysore.

Provided that nothing in this sub-clause shall preclude the making of an award in respect of a war injury sustained by Mysore subject while travelling between one place in India and any other place in India.

(3) the Claims Officer may ~~xx~~ withold or cancel the award of any payment under this Scheme, if he is satisfied that the person to whom the award might be or has been made is or has become ordinarily resident outside Mysore, except ~~in~~ in cases where the ~~xxxxxxxx~~ person sustaining the injury is ordinarily resident outside Mysore in connection with duty as a servant of the Government of Mysore.

will be noted and dealt with subsequently

By Order,

CHIEF SECRETARY TO GOVT.

26/11/60

To The compiler, Mysore Gazette, for publication in Part IV of the Gazette and supply of 150 spare copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No..2446/12..... General & Revenue Secretariat,

Bangalore, Dated the 26th Nov. 1942.
27.

NOTIFICATION.

In exercise of the powers conferred by sub-section (1) of Section 3 of the War Injuries Act, 1942 (XXII of 1942) the Governmen of H.H. the Maharaja are pleased to direct that the following furthe amendments shall be made in the War Injuries Scheme, 1942, namely :-

After clause 34 of the said scheme, the following clause shall be inserted, namely : -

Advance payments by employers and recovery thereof from awards.

"34A.(1) A person sustaining a war injury or a war service injury, or in the event of his death, the person, if any, to whom a family pension would be payable under this scheme, may accept from the employer of the injured person an advance payment not exceeding fifty rupees upon the condition that the employer should be entitled to recover the same in the manner hereinafter provided from the award or awards if any, made under this scheme in respect of the injury.

(2) Upon acceptance of an advance payment in accordance with sub-clause (1), the recipient shall give to the employer a receipt therefor in duplicate in the form prescribed in the War Injuries Regulations, 1942; and the employer shall thereupon forward one copy of the receipt to the claims officer having jurisdiction in the area where the injury was sustained.

(3) When making an award under this scheme for an injury in respect of which the employer of the injured person has forwarded a receipt in the said form for an advance payment made by him, the Claims Officer shall give upon any award which he may make in respect of the said injury a direction requiring the repayment of the advance payment to the employer from the amount of the award - -

(a) where the award is for a lump-sum in pursuance of sub-clause (2) of clause 14, in a lump-sum or

(b) in all other cases, in monthly instalments until the whole is repaid from the monthly payments under the award at such rate as the claims officer may think fit not exceeding half the monthly payment under the award.

(4) Where by reason of the subsequent death of the injured person or for any other cause, the Claims Officer has occasion to modify his award or make a fresh award in respect of the injury, he shall

make a similar direction therein in respect of such amount of the advance payment as remains unrepaid.

(5) Nothing in excess of the amount, if any, awarded under this scheme in respect of the injury shall be recoverable under this clause".

By Order,

for CHIEF SECRETARY TO GOVERNMENT.

59

To ---

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and supply of 150 spare copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No..2446/(2)..... General & Revenue Secretariat,

Bangalore, Dated the 26th Nov. 1942.

27

NOTIFICATION.

In exercise of the powers conferred by sub-section (1) of Section 3 of the War Injuries Act, 1942 (XXII of 1942) the Governme of H.H. the Maharaja are pleased to direct that the following furthe amendments shall be made in the War Injuries Scheme, 1942, namely :-

After clause 34 of the said scheme, the following clause shall be inserted, namely : -

Advance payments by employers and recovery thereof from awards.

"34A.(1) A person sustaining a war injur or a war service injury, or in the event of his death, the person, if any, to whom a family pension would be payable under this scheme, may accept from the employer of the injured person an advance payment not exceeding fifty rupees upon the condition that the employer should be entitled to recover the same in the manner hereinafter provided from the award or award if any, made under this scheme in respect of the injury.

(2) Upon acceptance of an advance payment in accordance with sub-clause (1), the recipient shall give to the employer a receipt therefor in duplicate in the form prescribed in the War Injuries Regulations, 1942; and the employer shall thereupon forward one copy of the receipt to the claims officer having jurisdiction in the area where the injury was sustained.

(3) When making an award under this scheme for an ~~inmm~~ injury in respect of which the employer of the injured person has forwarded a receipt in the said form for an advance payment made by him, the Claims Officer shall give upon any award which he may make in respect of the said injury a direction requiring the repayment of the advance payment to the employer from the amount of the award - -

(a) where the award is for a lump-sum in pursuance of sub-clause (2) of clause 14, in a lump-sum or

(b) in all other cases, in monthly instalments until the whole is repaid from the monthly payments under the award at such rate as the claims officer may think fit not exceeding half the monthly payment under the award.

(4) Where by reason of the subsequent death of the injured person or for any other cause, the Claims Officer has occasion to modify his award or make a fresh award in respect of the injury, he shall

ake a similar direction therein in respect of such amount of the advance payment as remains unrepaid.

(5) Nothing in excess of the amount, if any, awarded under this scheme in respect of the injury shall be recoverable under this clause".

By Order,

for CHIEF SECRETARY TO GOVERNMENT.

To ---

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and supply of 150 spare copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No..2444/IV..... General & Revenue Secretariat,

Bangalore, Dated the 26th Nov. 1942.

29

NOTIFICATION.

In exercise of the powers conferred by sub-section (1) of Section 3 of the War Injuries Act, 1942 (XXII of 1942) the Governmen of H.H. the Maharaja are pleased to direct that the following furthe amendments shall be made in the War Injuries Scheme, 1942, namely :-

After clause 34 of the said scheme, the following clause shall be inserted, namely : -

Advance payments by employers and recovery thereof from awards.

"34A.(1) A person sustaining a war injury or a war service injury, or in the event of his death, the person, if any, to whom a family pension would be payable under this scheme, may accept from the employer of the injured person an advance payment not exceeding fifty rupees upon the condition that the employer should be entitled to recover the same in the manner hereinafter provided from the award or awards if any, made under this scheme in respect of the injury.

(2) Upon acceptance of an advance payment in accordance with sub-clause (1), the recipient shall give to the employer a receipt therefor in duplicate in the form prescribed in the War Injuries Regulations, 1942; and the employer shall thereupon forward one copy of the receipt to the claims officer having jurisdiction in the area where the injury was sustained.

(3) When making an award under this scheme for an injury in respect of which the employer of the injured person has forwarded a receipt in the said form for an advance payment made by him, the Claims Officer shall give upon any award which he may make in respect of the said injury a direction requiring the repayment of the advance payment to the employer from the amount of the award - -

(a) where the award is for a lump-sum in pursuance of sub-clause (2) of clause 14, in a lump-sum or

(b) in all other cases, in monthly instalments until the whole is repaid from the monthly payments under the award at such rate as the claims officer may think fit not exceeding half the monthly payment under the award.

(4) Where by reason of the subsequent death of the injured person or for any other cause, the Claims Officer has occasion to modify his award or make a fresh award in respect of the injury, he shall

make a similar direction therein in respect of such amount of the advance payment as remains unrepaid.

(5) Nothing in excess of the amount, if any, awarded under this scheme in respect of the injury shall be recoverable under this clause".

By Order,

for CHIEF SECRETARY TO GOVERNMENT.

To ----

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and supply of 150 spare copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 2444/W..... General & Revenue Secretariat,

Bangalore, Dated the 26th Nov. 1942.

27

NOTIFICATION.

In exercise of the powers conferred by sub-section (1) of Section 3 of the War Injuries Act, 1942 (XXII of 1942) the Governmen of H.H. the Maharaja are pleased to direct that the following furthe amendments shall be made in the War Injuries Scheme, 1942, namely :-

After clause 34 of the said scheme, the following clause shall be inserted, namely : -

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"34A.(1) A person sustaining a war injury or a war service injury, or in the event of his death, the person, if any, to whom a family pension would be payable under this scheme, may accept from the employer of the injured person an advance payment not exceeding fifty rupees upon the condition that the employer should be entitled to recover the same in the manner hereinafter provided from the award or awards if any, made under this scheme in respect of the injury.

(2) Upon acceptance of an advance payment in accordance with sub-clause (1), the recipient shall give to the employer a receipt therefor in duplicate in the form prescribed in the War Injuries Regulations, 1942; and the employer shall thereupon forward one copy of the receipt to the claims officer having jurisdiction in the area where the injury was sustained.

(3) When making an award under this scheme for an injury in respect of which the employer of the injured person has forwarded a receipt in the said form for an advance payment made by him, the Claims Officer shall give upon any award which he may make in respect of the said injury a direction requiring the repayment of the advance payment to the employer from the amount of the award - -

(a) where the award is for a lump-sum in pursuance of sub-clause (2) of clause 14, in a lump-sum or

(b) in all other cases, in monthly instalments until the whole is repaid from the monthly payments under the award at such rate as the claims officer may think fit not exceeding half the monthly payment under the award.

(4) Where by reason of the subsequent death of the injured person or for any other cause, the Claims Officer has occasion to modify his award or make a fresh award in respect of the injury, he shall

make a similar direction therein in respect of such amount of the advance payment as remains unrepaid.

(5) Nothing in excess of the amount, if any, awarded under this scheme in respect of the injury shall be recoverable under this clause".

By Order,

For CHIEF SECRETARY TO GOVERNMENT.

To ---

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and supply of 150 spare copies to this office.

W183-42-15

No 2445/W dated 27-11-42

NOTIFICATION.

In exercise of the powers conferred by clause 47 of the Mysore War Injuries Scheme, 1942, the Govt. of H.H. the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Regulations, 1942, namely : -

I. After regulation ~~II~~ 11 of the said Regulations the following Regulation shallbe inserted, namely : -

"~~II~~A (a) The receipt for an advance payment accepted in accordance with sub-clause (i) of clause 34A of the Scheme shall be in Form HH.

(b) Repayment of an advance payment or of instalments thereof in pursuance of a direction in an award shall be made to the employer concerned by money order at the employer's cost by the ~~post office~~ treasury at which the award is payable at the time of making the payment under the award from which instalment thereof is to be recovered.

The repayment of advance payment or

II. In the Forms appended to the said Regulations ←

(a) in ~~the~~ Form G, ~~x~~ above the words "Date and ~~x~~ signature of Claims Officer" the following shall be inserted, namely -

"Being satisfied that the sum of Rs
the amount / unrepaid balance of an advance payment made in accordance with sub-clause (1) of clause 34A of the War Injuries Scheme.1942, by .....(the name and address)..... ....the employer of ..... in respect of whose injury this ~~xx~~ award is made, is due to the said employer I direct that the said sum ~~must~~ be paid to the said ~~xxxxx~~ employer in instalments from each payment ~~xx~~ under a single lump sum from the amount this award of Rs.....until and including payable under that due on .....and a final this instalment of Rs.....from that due on ..... award.

(b) after form H the following Form shall be inserted, namely : -

"FORM HH.

Received from .....
of .....an advance
payment of Rs.....
(Rupees.....) under clause 34 A of the War Injuries Scheme, 1942, with reference to the injury sustained ~~on~~ on.....at.
.....by of deceased
myself

In consideration of the advance, I hereby enter into the undertaking that the advance shall be repaid under the provisions of the War Injuries Scheme and Regulations, from out of any award made (either to me or to my relatives)* in respect of the aforesaid injury sustained by Deceased/myself.

Date .....
Witness.....
of.....
.....

Signature or thumb impression.....
of.....
address.....

---

*only when receipt is given by the injured person.

B. O

2. Compiler, may please the for publication in form IV. By this Gazette & supply of 150 to the Office to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 2445/W..... General and Revenue Secretariat,

Bangalore, 27th Nov. 1942.

NOTIFICATION.

In exercise of the powers, conferred by clause 47 of the Mysore War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Regulations, 1942, namely : -

I. After regulation 11 of the said Regulations, the following Regulation shall be inserted, namely : -

11A. (a) The receipt for an advance payment accepted in accordance with sub-clause (i) of clause 34A of the Scheme shall be in Form HH.

(b) Repayment of an advance payment or of instlments thereof in pursuance of a direction in an award shall be made to the employer concerned by money order at the employer's cost by the - treasury at which the award is payable at the time of making the payment under the award from which the repayment of advance payment or instalment thereof is to be recovered.

II. In the Forms appended to the said Regulations -

(a) in Form G, above the words "Date and signature of Claims Officer" the following shall be inserted, ~~xxxx~~ namely -

"Being satisfied that the sum of Rs. the amount / unrepaid balance of an advance payment made in accordance with sub-clause (1) of clause 34A of the War Injuries Scheme, 1942, by .....(the name and address)..... the employer of ..... in respect of whose injury this award is made, is due to the said employer I direct that, the said sum be paid to the said employer in instalments from each payment under / a single lump sum from the amount this award of Rs..... until and including / that due on ....., and a payable ..... under / this final instalment of Rs..... from that due on ....." / award

(b) after form H the following Form shall be inserted, namely : -

"FORM HH.

Received from .....
of .....an advance payment of Rs.....
(Rupees .....) under clause 34 A of the War Injuries Scheme, 1942, with reference to the injury sustained on .....at.....
.....by / myself of / deceased

In consideration of the advance, I hereby enter into the undertaking that the advance shall be repaid under the provisions of the War Injuries Scheme and Regulations, from out of any award made (either to me or to my relatives)* in respect of the aforesaid injury sustained by Deceased/myself.

Date.....
Witness.....
of .....
.....

Signature or thumb impression .....
of .....
address.....

---

*only when receipt is given by the injured person.

By Order,

By Order,

For Chief Secretary to Government.

To ----

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and supply of 150 spare copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 2445/W..... General and Revenue Secretariat,

Bangalore, 27th Nov. 1942.

NOTIFICATION.

In exercise of the powers, conferred by clause 47 of the Mysore War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Regulations, 1942, namely : -

I. After regulation 11 of the said Regulations, the following Regulation shall be inserted, namely : -

11A. (a) The receipt for an advance payment accepted in accordance with sub-clause (i) of clause 34A of the Scheme shall be in Form HH.

(b) Repayment of an advance payment or of instlments thereof in pursuance of a direction in an award shall be made to the employer concerned by money order at the employer's cost by the treasury at which the award is payable at the time of making the payment under the award from which the repayment of advance payment or instalment thereof is to be recovered.

II. In the Forms appended to the said Regulations -

(a) in Form G, above the words "Date and signature of Claims Officer" the following shall be inserted, ~~mmm~~ namely -

"Being satisfied that the sum of Rs. the amount / unrepaid balance of an advance payment made in accordance with sub-clause (1) of clause 34A of the War Injuries Scheme, 1942, by .....(the name and address)..... .....the employer of ..... in respect of whose injury this award is made, is due to the said employer I direct that, the said sum be paid to the said employer in instalments from each payment under / a single lump sum from the amount this award of Rs..... until and including that due on ..... and a payable ..... under this final instalment of Rs..... from that due on ....." / award

(b) after form H the following Form shall be inserted, namely : -

"FORM HH.

Received from .....
of .....an advance payment of Rs.....
(Rupees .....) under clause 34 A of the War Injuries Scheme, 1942, with reference to the injury sustained on .....at.....
.....by / myself of / deceased

In consideration of the advance, I hereby enter into the undertaking that the advance shall be repaid under the provisions of the War Injuries Scheme and Regulations, from out of any award made (either to me or to my relatives)* in respect of the aforesaid injury sustained by Deceased/myself.

Date.....
Witness.....
of .....
.....

Signature or thumb impression .....
of .....
address.....

*only when receipt is given by the injured person.

By Order,

By Order,

For Chief Secretary to Government.

To ----

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and supply of 150 spare copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No....2445/W..... General and Revenue Secretariat,

Bangalore, 27th Nov. 1942.

NOTIFICATION.

In exercise of the powers, conferred by clause 47 of the Mysore War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the War Injuries Regulations, 1942, namely : -

I. After regulation 11 of the said Regulations, the following Regulation shall be inserted, namely : -

11A. (a) The receipt for an advance payment accepted in accordance with sub-clause (i) of clause 34A of the Scheme shall be in Form HH.

(b) Repayment of an advance payment or of instlments thereof in pursuance of a direction in an award shall be made to the employer concerned by money order at the employer's cost by the treasury at which the award is payable at the time of making the payment under the award from which the repayment of advance payment or instalment thereof is to be recovered.

II. In the Forms appended to the said Regulations -

(a) in Form G, above the words "Date and signature of Claims Officer" the following shall be inserted, ~~xxxx~~ namely -

"Being satisfied that the sum of Rs. the amount / unrepaid balance of an advance payment made in accordance with sub-clause (1) of clause 34A of the War Injuries Scheme, 1942, by .....(the name and address)..... the employer of ..... in respect of whose injury this award is made, is due to the said employer I direct that, the said sum be paid to the said employer in instalments from each payment under / a single lump sum from the amount this award of Rs..... until and including that due on ..... and a payable ..... under this final instalment of Rs..... from that due on ....." / award

(b) after form H the following Form shall be inserted, namely : -

FORM HH.

Received from .....
of .....an advance payment of Rs.....
(Rupees .....) under clause 34 A of the War Injuries Scheme, 1942, with reference to the injury sustained on .....at.....
.....by / myself of / deceased

In consideration of the advance, I hereby enter into the undertaking that the advance shall be repaid under the provisions of the War Injuries Scheme and Regulations, from out of any award made (either to me or to my relatives)* in respect of the aforesaid injury sustained by Deceased/myself.

Date.....
Witness.....
of .....
.....

Signature or thumb impression .....
of .....
address.....

---

* when receipt is given by the injured person.

By Order,

By Order,

For Chief Secretary to Government.

To ----

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and supply of 150 spare copies to this office.

W 183-42-16.

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

No. F.87-41/W. (ee3) 1622/W

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

CHIEF SECY. 25 NOV. 1942 GOVT OF MYSORE

Dated Bangalore, the 24th November *1942.*

War Injuries Scheme.

SIR,

I am directed to refer to my letter No.F.87-41/W, dated the 3rd October 1942 and to forward for information a copy of the papers noted in the margin. The Government of India, Labour Department, notifications referred to therein have been published in the Gazette of India dated 17th October and 31st October 1942.

1. Letter No.L823, dated 16th September 1942, from the Government of India in the Department of Labour.
2. Letter No.L826, dated 10th October 1942, with enclosure (except Labour Department notifications) from the Government of India in the Department of Labour.
3. Letter No.L826, dated 28th October 1942 from the Government of India in the Department of Labour.

2. I am also to invite attention to the Government of India, Labour Department, notifications No.L.827, dated the 22nd September and 6th October 1942 published in the

Gazette

Gazette of India of the 26th September and 10th October 1942 respectively.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

VN

Copy of letter No.L823, dated the 16th September 1942, from the Government of India, Department of Labour, to all Provincial Governments.

----:0:----

War Injuries Regulations. Recognition of first-aid parties posts, hospitals and dispensaries for the purposes of -

---

I am to refer to sub-clauses (a) (b) and (d) of clause 3 of the War Injuries Regulations, 1942 and the forms relevant therein.

2. The Government of India have not made any regulations nor issued instructions so far regarding the type of authorities which should be authorised to keep records and send reports to Claims Officer under clause 3 and to endorse claims made in Form E.

3. It is not considered necessary to make any formal regulations in this respect. What is intended is that all first-aid parties and posts officially recognised by the Provincial Government for the purposes of any civil defence organisation should also be the organisations functioning under the War Injuries Regulations. Similarly all hospitals and dispensaries which would be ear-marked or directed under section 5(a) of the War Injuries Ordinance, as the case may be, should be recognised for the purposes of the War Injuries Regulations. Necessary forms under the War Injuries Regulations should be supplied to all first-aid parties, posts, dispensaries and hospitals referred to above.

4. Provincial Governments would no doubt take care to see that the private first-aid posts which they would recognise are manned by qualified registered medical officers. It is left to Provincial Governments to require, if considered necessary, that only those private first-aid posts should be recognised which have a medical officer appointed either by the Administrative Medical Officer or by the Provincial Government.

W 183-42-M.1626

No.F.87-41/W.

THE OFFICE OF THE HON'BLE THE RESIDENT
IN MYSORE,
Dated Bangalore, the 26th Nov. 1942.

A copy of the undermentioned paper is forwarded with compliments to the

Chief Secretary to the
Government of Mysore,
Bangalore,

for information, in continuation of endorsement from this Residency No.F.87-41/W, dated the 21st August 1942.

CHIEF SECRETARY
25 NOV 194
GOVT. OF MYSORE

By order, etc.,

for SECRETARY TO THE RESIDENT.

Letter from the Government of India, Department of Labour, No.L.826 dated the 26th August 1942, with enclosures.

VN

Copy of a letter from the Government of India, Department of Labour, to all Provincial Governments and Chief Commissioners, No.L826, dated the 26th August 1942.

War Injuries Regulations.

No forms under the War Injuries Regulations have been prescribed in respect of the reports required to be made by the police under Regulation 3(e). The Government of Bombay have adopted two forms ~~Nos~~ Nos.I & J, copies of which are enclosed. If no forms have already been adopted by your Government/you the question of adopting the forms used in Bombay may kindly be considered. It is suggested that in form I item 12 should come immediately after item No1; and in form J, age may be inserted after 'name' in the line 'name and address of nearest surviving relative', omitting the line 'whether major or minor'.

FORM 1.

Front of Form.

FATAL CASUALTY POLICE REPORT - POLICE STATION ___

(1) NAME (in full)

(2) Apparent age

(2) ADDRESS.

(3) PLACE OF INCIDENT (3) (a) TIME

(4) WHETHER DECEASED WAS A C.D.V. OR GOVT. SERVANT (State Service and whether on duty or not)

(5) NAME OF PERSON IDENTIFYING DECEASED.

(6) ADDRESS

(7) SIGNATURE OF REPORTING OFFICER.

(8) RANK (9) DATE

(10) APPARENT CAUSE OF DEATH (Strike out those not applicable).

Blast
Splinter
Debris
Gas
Falling Aircraft
Fire

(11) MORTUARY TO WHICH BODY REMOVED.

(12) APPARENT AGE.

Reverse of form.

FOR USE IN POLICE STATION.

SERIAL NO._____

NUMBER & DATE OF REPORT TO CLAIMS OFFICER.

FORM J.

REPORT TO CLAIMS OFFICER.

The undermentioned person was killed by enemy action:

NAME (in full)

ADDRESS.

AGE SEX

COMMUNITY CASTE

OCCUPATION IF C.D.V. ON DUTY / OFF DUTY

CAUSE OF DEATH.

DATE & TIME OF DEATH.

NAME AGE AND ADDRESS OF NEAREST SURVIVING RELATIVE.

(WHETHER MAJOR OR MINOR.) Omit

DETAILS OF SURVIVING DEPENDENTS TRACED

SIGNED

RANK

POLICE STATION DATE.

Appendix F. G.—1]

SUBJECT..... War Injuries Regns.

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *194* ..

Date of issue 9-12-42

Signed by..... S.K.V.

List of enclosures.....

Codied by.....

Examined by.....

Section War

File No. 183-42

Serial No. 18.

No. 2616/W (Enclose) d 9-12-42

To

The D.C.P.

Sir,

I am directed to invite your attention to clause (e) of Regn 3 of War Injuries Regulations, 1942 and to state that the police have to ascertain and record the name and other particulars of all persons who are killed or who die before admission

to have visited and reported the
circumstances to the Claims
Officer. The form to be
then forwarded under
the Rules for this purpose.

I am, however, to ~~suggest~~ Wade
~~That a record of this~~ That
~~record forms part of~~ for it for I may wish to refer
to Form I being now
kept in
for the record there in
the Police Stations and
Forms & for the report to be
made to the Claims Officer.

I am to request
that necessary action
may be taken to get
the Police Forms
supplied to the Police
Stations.

I have etc

for Chief Secy

Copy to Supt, Govt Printing

Esq

M 2616/W (Enclose)

9th Decr. 1942.

The Inspector-General of Police in Mysore, Bangalore.

WAR INJURIES REGULATIONS.

I am directed to invite your attention to clause (e) of Regulation 3 of War Injuries Regulations, 1942 and to state that the Police have to ascertain thereunder the name and other particulars of all persons who are killed or who die before admission to hospitals and report the circumstances in to the Claims Officer. No form has been prescribed under the Regulations for this purpose. I am, however, to state that the enclosed forms - form I and form J may be adopted, form I being used for keeping a record in the Police stations and form J for the report to be made to the Claims Officer.

I am to request that necessary action may be taken to get the forms printed and supplied to the police stations.

I have etc.,

Sd. M.G. MEHKRI,

CHIEF SECRETARY TO GOVERNMENT.

Memo No 2617/W (Enclose)

Bangalore, 9th Decr. 1942.

Copy of the above forwarded to the Superintendent, Government Printing for information.

By Order,

For CHIEF SECRETARY TO GOVERNMENT.

FORM I.

FATAL CASUALTY POLICE REPORT -POLICE STATION.

(1) Name in full

(2) Apparent Age.

(3) Place of Incident (3) (a) Time

(4) Whether deceased was a
C.D.V. or Govt.Servant
(State Service and whether
on duty or not)

(5) Name of person identifying deceased.

(6) Address

(7) Signature of Reporting Officer.

Front of Form

(8) Rank. (9) Date

(10) Apparent cause of Death
(Strike out those not applicable)
Blast
Splinter
Debris
Gas
Falling Aircraft
Fire

(11) Mortuary to which Body removed.

FOR USE IN POLICE STATION.

Serial No- ----------

Number and Date of Report to claims officer.

Reverse of form.

FORM J.

REPORT TO CLAIMS OFFICER.

The undermentioned person was killed by enemy action :

NAME (IN FULL)

ADDRESS

AGE : SEX

COMMUNITY CASTE

OCCUPATION IF C.D.V. ON DUTY / OFF DUTY

CAUSE OF DEATH

DATE AND TIME OF DEATH.

NAME AGE AND ADDRESS OF NEAREST SURVIVING RELATIVE.

DETAILS OF SURVIVING DEPENDENTS TRACED.

SIGNED

RANK

POLICE STATION DATE.

Appendix F. G.—1]

SUBJECT..... Civil Injuries Repair Treatment
of private civil patients, hospitals etc
for the

Section War
File No. 183-42
Serial No. 19.

Diary No. of letter replied to.....

No. 2608/W dg 12-42

General and Revenue Secretariat

( )

the . *194* .

To

The D.C.M.P.

Sir,

Date of issue 9.12.42

I am directed
to forward herewith
copy of letter No L 833
of 16-9-42 from the
Govt. of India, dated
Delhi, for
and necessary action.
I am to request

Signed by Mr. S.K.V.

in connection with
the Civilian Injuries

Govts 12 and 14 / 25 enclosed
the Civilian Injuries Govts
& suggest that dispensaries
& hospitals which
may be required,
under S.5A of the

List of enclosures.....

Codied by.....

Examined by.....

Injuries Act, 1942.

No 2608/W.

8th Dec. 1942.

The Inspector-General of Police in Mysore, Bangalore.

War Injuries Regulations, Recognition of first-aid parties posts, hospitals and dispensaries for the purpose of —

I am directed to forward herewith copy of letter No.L823, dated 18-9-42 from the Government of India, Labour Department, for favour of necessary action in submission of proposals in consultation with the Senior Surgeon.

I have etc.,

Sd/ Dr. G. Mukherji

CHIEF SECRETARY TO GOVERNMENT.

Copy of letter dated 18th Septr. 1942 from the Govt. of India, Department of Labour.

WAR INJURIES REGULATIONS - RECOGNITION OF FIRST-AID PARTIES POSTS, HOSPITALS AND DISPENSARIES FOR THE PURPOSE OF —.

I am to refer to sub-clauses (a) (b) and (d) of clause 3 of the War Injuries Regulations, 1942, and the forms relevant therein.

The Govt. of India have not made any regulations nor issued instructions so far regarding the type of authorities which should be authorised to keep records and send reports to Claims Officer under clause 3 and to endorse claims made in Form E.

It is not considered necessary to make any formal regulations in this respect. What is intended is that all first-aid parties and posts officially recognised by the Provincial Govts for the purposes of any civil defence organisation should also be the organisations functioning under the War Injuries Regulations. Similarly all hospitals and dispensaries which would be ear-marked or directed under section 5(a) of the War Injuries Ordinance, as the case maybe, should be recognised for the purposes of the War Inguries Regulations. Necessary forms under the War Injuries Regulations should be supplied to all first-aid parties, posts, dispensaries and hospitals referred to above.

Provincial Govts. would no doubt take care to see that the private first-aid posts which they would recognise are manned by qualified registered medical officers. It is left to Provincial Govts. to require, if considered necessary, that only those private first-aid posts should be recognised which have a medical officer appointed either by the Administrative Medical Officer or by the Provincial Govt.

Memos. Nos. 2609-11/W

8-12-42.

Copy of the above

1. S.B.
2. Commissioner of Labour;
3. Chief Inspector of Factories.

for information.

For Chief Secy. to Govt.

No F 87-41/W dt 24-11-42 from 1627A W.
Secy to Govt of the Railways.

WAR INJURIES SCHEME.

I am directed to refer to my letter No.F.87-41/W, dated the 3rd Octr. 1942 and to forward for information a copy of the papers noted in the margin. The Govt. of India, Labour Department, notifications referred to therein have been published in the Gazette of India, dated 17th Octr. and 31st Octr.'42.

1. Letter No.L823, dated 16th Septr. 1942, from the Govt. of India in the Department of Labour.
2. Letter No.L826, dated 10th Octr. 1942, with enclosure (except Labour Department notifications) from the Govt. of India in the Department of Labour.
3. Letter No.L826, dated 28th Octr. 1942 from the Govt. of India in the Department of Labour.

Printed Labour

2. I am also to invite attention to the Govt. of India, Labour Department, notifications No.L.827, dated 22nd Septr. and 6th Octr.1942 published in the Gazette of India of the 26th Septr. and 10th Octr.1942 respectively.

Separately Issued

"COPY".

Copy of a letter from the Government of India, Department of Labour to All Provincial Governments and Chief Commissioners, No. L 826, dated New Delhi, the 10th October 1942.

Subject:- Advances by employers to persons receiving war injuries.

A copy ~~xfxxx~~ each of the notifications regarding new clause 34A of the War Injuries Scheme and new regulation 11A of the War Injuries Regulations are enclosed for information.

2. The object of these provisions is to make possible speedy grant of provisional relief.

3. The advance which an employer may make would be recoverable only under the provisions of the Scheme and the Regulations and if in fact an award is not made to cover the case or is insufficient for the recovery of the whole advance the liability falls on the employer. It is hoped however that this contingent liability will not deter employers from making advances in suitable cases.

4. In its capacity of an employer Government itself can also make advances under the provisions. For this purpose a suitable officer may be authorised to make advances under the provisions of the Scheme and the Regulations. Provided the advances were made bonafide any unrecoverable amounts in respect of advances made by Government servants will eventually have to be written-off. In view of this, it is suggested that only officers having jurisdiction over a district should be authorised in this regard. Copies of the authorisations may kindly be furnished to the Government of India as and when made.

5. It is requested that wide publicity to the present provisions for

for advances may be given. A copy of the Press note which the Government of India propose to issue is also enclosed.

Labour Department.

PRESS NOTE.

ADVANCES TO PERSONS RECEIVING WAR INJURIES.

Advances can now be granted by employers to persons receiving war injury or in case of death, to their heirs who would be eligible to Family Pensions under the War Injuries Scheme.

2. The War Injuries Scheme and Regulations provide a simple procedure for claiming and obtaining relief under the Scheme. The examination of claims may however take a little time in some cases. In order that provisional relief may be given to needy persons the Government of Indiahave now made a provision under which employers can make advance payments up to Rs. 50 in each individual case. The employer will be repaid the amount from out of the regular award when made at a rate not exceeding half themonthly amount of the award.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, 16th December 1942.

Order No. 2720-71/W.

W 183-42-20.

The War Injuries Scheme 1942 has been recently amended in Government notification No. 2444/W. dated the 26/27th November 1942 providing for advances being granted by employers to their employees receiving war injuries or in case of death to their heirs who would be eligible to family pension under the scheme so that provisional relief may be given to needy persons pending the examination of their claims under the scheme. Government consider that this relief should be available in cases in which Government servants receive war injuries and are accordingly pleased to direct that Deputy Commissioners of Districts be authorised to make advances in such cases under clause 34A of the scheme.

For Chief Secretary to Government.

SG

To—The Heads of Departments.
The Deputy Commissioners of Districts with a copy of the Scheme and Regulation as amended.
The Comptroller to Government.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

Order No.2720-71/W

Dated Bangalore the 16th December 1942.

The War Injuries Scheme 1942 has been recently amended in Government notification No.2444/W, dated the 26/27th November 1942 providing for advances being granted by employers to their employees receiving war injuries or in case of death to their heirs who would be eligible to family pension under the scheme, so that provisionally relief may be given to needy persons pending the examination of their claims under the scheme. Government consider that this relief should be available in cases in which Government servants receive war injuries and are accordingly pleased to direct that Deputy Commissioners of Districts be authorised to make advances in such cases under clause 34A of the scheme.

for Chief Secretary to Government.

To

The Deputy Commissioners of Districts with a copy of the Scheme and Regulation as amended.

The Comptroller to Government.

The Heads of Departments.

Aga/1.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE?

READ :

~~The~~ *******

ORDER No 2720-71/W

Bangalore, ~~9th~~ 16 Decr. 1942.

The War Injuries Scheme 1942 has been recently amended in ~~XXX~~. Government notification No.2444/W, dated the 26/27th Novr. 1942 ~~so as to~~ provide for advances being granted by employers to ~~persons~~ receiving war injury or in case of death, to their heirs who would be eligible to family pension under the scheme so that provisional relief may be given to needy persons pending the examination of their claims under the scheme. Government consider that this relief should be available ~~to the dependents and claimants of~~ Government servants ~~who may~~ receive ~~the~~ war injuries and are accordingly pleased to direct that Deputy Commissioners of Districts be authorised to make advances in such cases under clause 34A of the scheme.

~~For~~ CHIEF SECRETARY TO GOVERNMENT .

To

The Deputy Commissioners of Districts
with a copy of the scheme and Regulation as amended;

" Comptroller to Government.

'Draft for Approval'

Office of the Publicity Officer
to the Government of Mysore,
Public Offices,
Bangalore, Dated, 28th December 1942.

PRESS NOTE.

Advances to Persons receiving War Injuries.

~~Advances can now be granted by employers~~ to persons receiving war injury or in case of death, to their heirs who would be eligible to Family ~~Pensions~~ under the War Injuries Scheme ~~of the Government of India~~.

The War Injuries Scheme and Regulations provide a simple procedure for claiming and obtaining relief under the Scheme. The examination of claims may however, take a little time in some cases. ~~In order that~~ provisional relief ~~may be given~~ to needy persons, the Government ~~of India~~ have now made provision under which employers can make advance payments up to Rs.50 in each individual case. The employer will be repaid the amount from out of the regular award when made at a rate not exceeding half the monthly amount of the award.

Publicity Officer
to Government.

'Draft for Approval'.

Office of the Publicity Officer
to the Government of Mysore.
Public Offices,
Bangalore, dated 28th December 1942.

PRESS NOTE.

The War Injuries Scheme and Regulations provide a simple procedure for claiming and obtaining relief under the Scheme. The examination of claims may, however, take a little time in some cases. With a view to provide for provisional relief to needy persons pending the examination of the claims, the Government have now made provision in the scheme under which employers can make advance payments up to Rs.50/- in each individual case to persons receiving war injuries or in case of death to their heirs who would be eligible to Family Pensions under the Mysore War Injuries Scheme. The employer will be repaid the amount from out of the regular award when made, at a rate not exceeding half the monthly amount of the award.

In the case of injuries to Government servants such advances will be made by Deputy Commissioners of Districts.

Publicity Officer to Government.

Office of the Publicity Officer
to the Government of Mysore,
Public Offices,
Bangalore, Dated, 8th January 1943.

PRESS NOTE.

The War Injuries Scheme and Regulations provide a simple procedure for claiming and obtaining relief under the Scheme. The examination of claims may, however, take a little time in some cases. With a view to provide for provisional relief to needy persons, pending the examination of the claims, the Government have now made provision in the scheme under which employers can make advance payments up to Rs.50/- in each individual case to persons receiving war injuries or in case of death to their heirs who would be eligible to Family Pensions under the Mysore War Injuries Scheme. The employer will be repaid the amount from out of the regular award when made, at a rate not exceeding half the monthly amount of the award.

In the case of injuries to Government servants such advances will be made by Deputy Commissioners of Districts.

M. S. SWAMINATHAN,

Publicity Officer
to Government.

F. 87-41/W 8/24-11-42 16278
from Govt of India the Railway Bd.

WAR INJURIES SCHEME.

I am directed to refer to my letter No.F.87-41/W, dated the 3rd Octr.1942 and to forward for information a copy of the papers noted in the margin. The Govt. of India, Labour Department, notifications referred to therein have been published in the Gazette of India, dated 17th Octr. and 31st Octr.'42.

1. Letter No.L823, dated 16th Septr. 1942, from the Govt. of India in the Department of Labour.
2. Letter No.L826, dated 10th Octr. 1942, with enclosure (except Labour Department notifications) from the Govt. of India in the Department of Labour.
3. Letter No.L826, dated 28th Octr. 1942 from the Govt. of India in the Department of Labour.

Published in Gazette of India dated 17.10.42

2. I am also to invite attention to the Govt. of India, Labour Department, notifications No.L.827, dated 22nd Septr. and 6th Octr.1942 published in the Gazette of India of the 26th Septr. and 10th Octr.1942 respectively.

Separately sent

"COPY".

Copy of letter No.L826, dated New Delhi, the 28th October 1942, from the Government of India, Department of Labour, to all Provincial Governments and Chief Commissioners.

A copy of this Department's Notification concerning the revise of clause 35 of the War Injuries Scheme is enclosed.

Originally, the Ordinance and the Scheme under it extended to British India only. It was since considered desirable to extend the general scheme of benefits to cases of injuries sustained outside ~~India~~ British India. The amending Ordinance (No.XXXIX of 1942) was accordingly promulgated and the Scheme has also been amended by the present Notification with the effect that relief would now be available generally for injuries sustained outside British India by British subjects and servants of the Crown.

;o;

CLAUSE 35 OF THE WAR INJURIES SCHEME.

PRESENT

(1)No award under this Scheme shall be made in respect of -
(a) an injury sustained whether in or outside Mysore by a person resident outside Mysore, or
(b) an injury sustained by a person ordinarily resident in Mysore while absent from Mysore for personal, domestic or pleasure purposes;
Provided that nothing in this sub-clause shall preclude the making of an award in respect of -
(i) a war injury sustained by a civil defence volunteer, or
(ii) a war injury sustained by a person ordinarily resident in Mysore while travelling by sea or by air between any one place in Mysore and any other place in Mysore, or
(iii) a war injury sustained in Mysore by a person ordinarily resident outside Mysore.

(2) The Claims Officer may withhold or cancel the award of any payment under this Scheme, if he is satisfied that the person to whom the award might be or has been made is or has become ordinarily resident outside, Mysore.

PROPOSED.

~~DEPARTMENT OF LABOUR.~~
~~NOTIFICATIONS~~
~~New Delhi, the 26th October 1942~~

~~New~~

"35. Awards when to be made -
(1) Subject to the provisions of this Scheme, an award under the Scheme may be made in respect of -
(a) an injury sustained within Mysore
(b) an injury sustained outside Mysore but within India by ~~a Mysore subject or~~ a servant of the Govt. of Mysore.

(2) No award under this Scheme shall be made in respect of -
(a) an injury sustained anywhere outside India, or
(b) an injury sustained outside Mysore by a person, other than a servant of the Govt. ordinarily resident outside Mysore.

Provided that nothing in this sub-clause shall preclude the making of an award in respect of a war injury sustained by a Mysore subject while travelling between one place in India and any other place in India.

(3) The Claims Officer may withhold or cancel the award of any payment under this Scheme, if he is satisfied that the person to whom the award might be or has been made, is or has become ordinarily resident outside Mysore, except in cases where the person sustaining the injury is ordinarily resident outside Mysore in connection with duty as a servant of the Mysore Govt.

MD 3196/W notifications d 21-1-63

In exercise of the powers conferred by sub-section (i) of Section 3 of the War Injuries Act, 1942 (XXII of 1942), the Government of His Highness the Maharaja are pleased to direct that the following further amendment shall be made in the War Injuries Scheme, 1942, namely:—

W 183-42-21

For clause 35 of the said Scheme, the following clause shall be substituted, namely:—

35. Awards when to be made:--

(1) Subject to the provisions of this Scheme an award under the Scheme may be made only--

(a) in respect of an injury sustained within Mysore, or

(b) at the discretion of Government in respect of an injury sustained outside Mysore but within India by a subject of His Highness the Maharaja ordinarily resident in Mysore, by or a servant of the Government.

(2) The Claims Officer may withhold or cancel the award of any payment under this Scheme if he is satisfied that the person to whom the award might be made or has been made, is or has become ordinarily resident outside Mysore, except in case ~~where the person sustaining the injury is ordinarily resident outside Mysore in connection with duty as~~ of a servant of the Government. "

by 13/1

cw 13-1-63

11.1.63

R. n

Chief Sec.

2o The Comptroller may issue Gazette for publication in part IV of the Gazette and supply of 150 separate copies to this office.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 3196/W. W183-42-21.

General and Revenue Secretariat,

Dated Bangalore, ...21st January 1943.

NOTIFICATION.

In exercise of the powers conferred by sub-section(i) of Section 3 of the War Injuries Act, 1942 (XXII of 1942), the Government of His Highness the Maharaja are pleased to direct that the following further amendment shall be made in the War Injuries Scheme, 1942, namely:-

For Clause 35 of the said scheme, the following clause shall be substituted, namely:-

"35. Awards when to be made:-

(1) Subject to the provisions of this Scheme an award under the Scheme may be made only --

(a) In respect of an injury sustained within Mysore,

or

(b) at the discretion of Government in respect of an injury sustained outside Mysore but within India by a subject of His Highness the Maharaja ordinarily resident in Mysore, or by a servant of the Government.

(2) The Claims Officer may withhold or cancel the award of any payment under this Scheme if he is satisfied that the person to whom the award might be made or has been made, is or has become ordinarily resident outside Mysore, except in case of a servant of the Government."

By Order,

for Chief Secretary to Government.

To--The Compiler, Mysore Gazette for publication in Part Iv of

P.T.O.

the Gazette and supply of 150 spare copies to this office.

F.-87-41/W of 24-11-42 1827C
from Secy to Govt to the Resident &c.

WAR INJURIES SCHEME.

I am directed to refer to my letter No.F.87-41/W, dated the 3rd Octr.1942 and to forward for information a copy of the papers noted in the margin. The Govt. of India, Labour Department, notifications referred to therein have been published in the Gazette of India, dated 17th Octr. and 31st Octr.'42

1. Letter No.L823, dated 16th Septr. 1942, from the Govt. of India in the Department of Labour.
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3. Letter No.L826, dated 28th Octr. 1942 from the Govt. of India in the Department of Labour.

2. I am also to invite attention to the Govt. of India, Labour Department, notifications No.L.827, dated 22nd Septr. and 6th Octr.1942 published in the Gazette of India of the 26th Septr. and 10th Octr.1942 respectively.

"COPY".

W 183-42-22.

NO 3448/W Dated 13-2-43

DRAFT NOTIFICATION.

In pursuance of sub-paragraph (ii) of paragraph (e) of sub-clause (2) of clause 2 of the War Injuries Scheme, 1942, the ~~Central~~ Government of H.H. the Maharaja are ~~is~~ pleased to specify every employment undertaken in compliance with a direction under sub-rule (1) of rule 78A of the Defence of India Rules, as applied to Mysore, for the purposes of the said sub-paragraph.

B. O

Chief Secy to Govt.

2/1941

20 Copies Mysore Gazette for publication in part IV of the Gazette & supply of 150 spare copies to this office

Notification

NO 3448/W.

W 183-42-22.

13th February 1943.

In pursuance of sub-paragraph (ii) of paragraph (e) of sub-clause (2) of clause 2 of the War Injuries Scheme, 1942, the Government of His Highness the Maharaja are pleased to specify every employment undertaken in compliance with a direction under sub-rule (1) of rule 78A of the Defence of India Rules, as applied to Mysore, for the purposes of the said sub-paragraph.

By Order,

for Chief Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in Part III of the Gazette and supply of 150 spare copies to this office.

W 183-42-23.

1873 W

No. F.87-41/W.

To reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

15 DEC 1 War E

Dated Bangalore, the 15th December 1942.

WAR INJURIES SCHEME.

SIR,

Please below 2

I am directed to refer to my letter No.F.87-41/W, dated the 24th November 1942, and to invite attention to the Government of India, (Labour Department) notification No.L823, dated the 23rd November 1942, published at page 1772 of Part I, Section I, of the Gazette of India, dated the 28th November 1942.

2. Regulation 11(a) of the War Injuries Regulations has been amended by the present notification with the effect that the payment of pensions under the War Injuries Scheme, instead of being made at all post offices, will now be restricted to all head and sub offices and only such branch offices as are authorised by the Heads of Circles. This has been done only as a matter of practical administrative convenience. It is considered neither desirable nor quite necessary that all branch offices should undertake the work of such payment, which carries considerable responsibility and also involves some complicated accounting procedure.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

VN

W183-42-24. 2234 W

From The Secretary to the Hon'ble the Resident in Mysore.

To The Chief Secretary to the Government of Mysore, Bangalore.

Memorandum No.F.87-41/W.

Dated Bangalore, the 20th Jany. 1943.

CHIEF SECRETARIAT
20 JAN. 1943
GOVT OF MYSORE.

War Injuries Scheme and War Injuries Regulations.

Attention is invited to the Government of India (Labour Department) notification No.L823, dated the 21st December 1942, published in Part I, Section I, of the Gazette of India, dated the 2nd January 1943.

for SECRETARY TO THE RESIDENT.

C.S.Rao